

Earhart Village Homes Association

835 GREENHILLS DRIVE. ANN ARBOR, MICHIGAN
48105 Operations Office: XXX-XXX-XXXX

March 3, 2023

City of Ann Arbor
Attn: Mayor Christopher Taylor
Attn: City Council Members
301 E. Huron Street Larcom City Hall, 3rd Floor
Ann Arbor, MI 48104

Via first class mail and e-mail to: XXXXX@a2gov.org
XXXXX@a2gov.org

RE: Notice of Opposition to Earhart Road 2023 Project Earhart Village Homes Association

Dear Mayor Taylor and City Council Members:

Earhart Village Homes Association (EVHA) is a 174-unit condominium association located off Earhart Road and Greenhills Drive. EVHA is opposed to the proposed placement of the sidewalk on EVHA's private property and/or along Earhart Road abutting EVHA property, from the southern property border of EVHA northerly to Glazier Way along Earhart Road relative to the Earhart Road 2023 Project ("Project").

The attached Board Resolution and Citizen Petition are another notification to you and the City of Ann Arbor to allow for EVHA to place its objections to the Project on the record. EVHA is vehemently opposed to the proposed sidewalk placement on EVHA's private property and/or along Earhart Road abutting EVHA property. This written correspondence will detail EVHA's objections, concerns, issues, and questions relative to the Project.

EVHA is respectfully requesting that the City by its Mayor, Council Members, City Administrator and its respective Commissions and Departments seriously consider EVHA's objections and concerns and not place the sidewalk on EVHA property or along Earhart Road abutting EVHA's property. Please know that EVHA's Board of Directors and Co-owners have voiced their concerns over the Project and the placement of the sidewalk since the Project's public inception.

EVHA's Board of Directors and Co-owners have attended all the City of Ann Arbor Community Meetings and Informational Meetings on April 11, 2019, December 1, 2021, October 20, 2022, and December 14, 2022, and have expressed EVHA's dismay at the placement of the sidewalk on EVHA property. Moreover, EVHA and its Management Agent met with Project Managers Nicholas Bayley and Brian Slizewski to walk EVHA's property bordering Earhart Road on December 8, 2022, so the Project Managers could see the impact of the City's flawed design on EVHA's community. EVHA has also requested via the Project Managers to eliminate the sidewalk on or along EVHA property, yet the Project continues without EVHA's serious concerns taken into consideration.

EVHA submitted information and made public comments at the Planning Commission meeting on February 7th and at the Transportation Commission Meeting on February 17th. Our concerns about the lack of collaboration from city officials was outlined in an Mlive newspaper article "*Trees vs. sidewalks: Ann Arbor debate over improving walkability continues*" written by Ryan Stanton on February 21st. And EVHA now submits its Resolution and Petition to City Council and will participate in the public comment section on this Monday, March 6th.

Furthermore, EVHA asks to meet with Mayor Taylor, City Council, and the City Administrator to fully discuss our opposition to the proposed sidewalk.

Very truly yours,

Rita Ross, President

Rita Ross
President
Earhart Village Homes Association

CC –via e-mail only:

Lisa Disch, City Council Member, XXXXXXXX@a2gov.org
Cynthia Harrison, City Council Member, XXXXXXXX@a2gov.org
Linh Song, City Council Member, XXXXXXXX@a2gov.org
Chris Watson, City Council Member, XXXXXXXX@a2gov.org
Travis Radina, City Council Member, XXXXXXXX@a2gov.org
Ayesha Ghazi Edwin, City Council Member, XXXXXXXX@a2gov.org
Jan Eyer, City Council Member, XXXXXXXX@a2gov.org
Dharma Akmon, City Council Member, XXXXXXXX@a2gov.org 5
Erica Briggs, City Council Member, XXXXXXXX@a2gov.org
Jenn Cornell, City Council Member, XXXXXXXX@a2gov.org
Milton Dohoney Jr., City Administrator, XXXXXXXX@a2gov.org
Transportation Commission, XXXXXXXX@a2gov.org
Molly Kleinman, Chair, Transportation Commission, XXXXXXXX@a2gov.org
Planning Commission, XXXXXXXX@a2gov.org
Brett Lenart, Planning Manager, Planning Commission, XXXXXX@a2gov.org
Atleen Kaur, City Attorney, XXXXXX@a2gov.org
Transportation Commission, Wonwoo Lee, Planning Representative, Planning Commission, XXXXXXXX@a2gov.org
Nicholas Bayley, Project Manager, Planning Commission, XXXXXXXX@a2gov.org
Brian Slizewski, Project Manager, Planning Commission, XXXXXXXX@a2gov.org
Engineering Department, engineering@a2gov.org Missy Stults,
Director, Office of Sustainability and Innovations, XXXXXXXX@a2gov.org
Brian Steglitz, Administrator, Public Services Area, XXXXXXXX@a2gov.org
Molly Maciejewski, Manager, Public Services Area, XXXXXXXX@a2gov.org
Tiffany Giacobazzi, Forestry Public Works/Urban Forest Management Plan, XXXXXXXX@2gov.org
Andy LaBarre, Washtenaw County Commissioner, XXXXXX@washtenaw.org
Ralph J. Marcus, Marcus Management, XXXXXXXX@aol.com
Randall A. Pentiuk, Pentiuk, Couvreur & Kobiljak, XXXXXXXXXX@pck-law.com

835 Greenhills Drive • Ann Arbor, MI 48105

**EARHART VILLAGE HOMES ASSOCIATION
BOARD RESOLUTION FOR OPPOSITION TO EARHART ROAD 2023 PROJECT
AND PROPOSED ALTERNATIVE PLAN**

The Board of Directors of Earhart Village Homes Association (“EVHA”), at a meeting of the Board of Directors held on the 24 day of February, 2023, hereby duly adopts the following resolution:

BE IT RESOLVED AS FOLLOWS:

1. That we, the Co-owners of EVHA, hereby oppose the proposed placement of the sidewalk to be constructed either within a Sanitary Sewer Easement on EVHA property, or on or along EVHA’s private property or within the Right of Way along EVHA private property from the southern property border of EVHA northerly to Glazier Way along Earhart Road relative to the Earhart Road 2023 Project (“Project”).
2. That we, the Co-owners of EVHA, hereby petition the City of Ann Arbor City Council to reject and eliminate the construction of the sidewalk either within a Sanitary Sewer Easement on EVHA property, or on or along EVHA’s private property, or within the Right of Way along EVHA private property from the southern property border of EVHA northerly to Glazier Way along Earhart Road relative to the Project.
3. That the construction of the proposed sidewalk and retaining wall along with the depth of its necessary anchoring system either within a Sanitary Sewer Easement on EVHA property, or on or along EVHA’s private property, or within the Right of Way along EVHA private property given how close EVHA’s private trees are to the proposed sidewalk placement will negatively impact EVHA’s property as a result of the removal of any of EVHA’s private trees for the construction of the sidewalk and retaining wall along with the depth of its necessary anchoring system, which will cause expected and unavoidable root damage to EVHA’s other private trees.
4. That the removal of any of EVHA’s healthy, mature trees and existing berm for the construction of the sidewalk and retaining wall along with the depth of its necessary anchoring system either within a Sanitary Sewer Easement on EVHA property, or on or along EVHA’s private property, or within the Right of Way along EVHA private property is in direct contradiction to the City’s A2 Urban Forest Management Plan, the City’s A2 Zero Plan, the City’s Urban Canopy, and the initiatives set forth by the City’s Sustainability and Innovations Office that further the protection of mature trees and the maintenance of green space to create livable communities that support its citizens’ physical and mental health.
5. That the removal of any of EVHA’s healthy, mature trees and berm for the placement of the proposed sidewalk either within a Sanitary Sewer Easement on EVHA property, or on or along EVHA’s private property, or within the Right of Way along EVHA private property will impact berms and mature plantings that have been reducing stormwater runoff and pollutants for 50 years. The loss of EVHA’s healthy, mature trees and berm will also increase noise

pollution, peak summer temperatures, carbon dioxide, and homeowner's energy costs while reducing the quality of life for EVHA Co-owners.

6. That the construction of the sidewalk and retaining wall along with the depth of its necessary anchoring system either within a Sanitary Sewer Easement on EVHA property, or on or along EVHA's private property, or within the Right of Way along EVHA private property given how close EVHA's trees are to Earhart Road will cause root damage to EVHA's trees, damage to EVHA property, and given the need for a retaining wall, it will cause EVHA's existing trees to topple.
7. That EVHA's healthy, mature trees have a "real shallow root structure". The construction of the sidewalk and retaining wall along with the depth of its necessary anchoring system either within a Sanitary Sewer Easement on EVHA property, or on or along EVHA's private property, or within the Right of Way along EVHA private property will cause EVHA's trees to become unstable and a hazard to EVHA's Co-owners who live behind the tree line. This will jeopardize the safety of the City's electors and their families and the soundness of their homes.
8. That we, the Co-owners of EVHA, have dedicated over 50 years to our Grounds and Landscaping Plan with our own investments to wit these trees are a part of and cutting these trees will cause the trees to decline and die, which will negatively affect the aesthetics of the front of EVHA's property for all to see.
9. That the proposed placement of the sidewalk either within a Sanitary Sewer Easement on EVHA property, or on or along EVHA's private property, or within the Right of Way along EVHA private property is a sidewalk that leads to nowhere and a waste of taxpayer dollars. It is an incomplete and non-contiguous sidewalk with gaps that the City cannot connect because it is logistically impossible to do so. Those gaps are a result of a conservation easement between the boundary lines of EVHA and Glacier Hills to the north of EVHA's property along with numerous utility poles, utility boxes, concrete slabs and underground wires between Glacier Hills and EVHA right outside of the Conservation Easement, and to the south of EVHA's property is historic Botsford Cemetery where graves would have to be unearthed to connect the sidewalk.
10. That the proposed placement of the sidewalk and retaining wall along with the depth of its necessary anchoring system either within a Sanitary Sewer Easement on EVHA property, or on or along EVHA's private property, or within the Right of Way along EVHA private property is not in our community's best interest and is in direct conflict with the City's stated goals and targets. The City should focus on the construction of sidewalks that have been designated as the highest priority level and high priority level as opposed to focusing on this mid-high priority level proposed sidewalk that leads to nowhere and will damage EVHA's private trees.
11. That we, the Co-owners of EVHA petition the City of Ann Arbor to adopt EVHA's alternative proposal to eliminate and minimize infringement on EVHA property by moving the road design to directly across from EVHA on the western side of Earhart Road, where a sidewalk from Geddes Road to Kipling Drive, with ten crosswalks between already exists, which makes

the existing sidewalk accessible to the eastern side of the road. The existence of that sidewalk and recent improvements in crosswalks, and speed reductions promised by the Earhart Road 2023 Project make another sidewalk unnecessary.

12. That this proposed alternative would reduce the overall visual width of Earhart Road, eliminate chevron markings, maintain the canopy and still further Vision Zero, as a narrower vs. wider road visual has been shown to be a factor affecting auto speed. The City has space available and proposed alternative will eliminate the often-confusing chevron lines. The City can reduce the bike lane width to 4' or create a shared-use path for both bikes and walkers, eliminating a separate sidewalk. The City ought to provide more corridor lighting, more improved crosswalk signage markings, and enhanced lighting or rectangular rapid flashing beacons.
13. That the alternative plan reduces the negative impact to EVHA property and the reduction of the quality of life of EVHA Co-owners and is consistent with the City's engineering goal to improve safety, the City's A2 Urban Forest Management Plan, the City's A2 Zero Plan, and Vision Zero.
14. That we, the Co-owners of EVHA, are in full support of the February 6, 2023 letter to the City of Ann Arbor Mayor and City Council.
15. That we, the Co-owners of EVHA, support an alternative proposed plan that leaves EVHA's private property, private trees, and tree roots undisturbed.

Votes: 7 Affirm - Against ✓ Abstain 2 Absent

The Board authorizes its President to sign below,
this 24 day of February, 2023.

Rita Ross
Rita Ross, President

PETITION

TO THE CITY OF ANN ARBOR CITY COUNCIL:

The undersigned residents of the City of Ann Arbor submit the following Petition to the City of Ann Arbor City Council:

- 1. We, the residents of the City of Ann Arbor oppose the construction of the proposed sidewalk on the eastern side of Earhart Road to be constructed either within a Sanitary Sewer Easement, or on or along private property of Earhart Village Homes Association, or within the Right of Way abutting the private property of Earhart Village Homes Association as part of the Earhart Road 2023 Project.
- 2. We, the residents of the City of Ann Arbor support a proposed alternative that eliminates the construction of the proposed sidewalk.

THE UNDERSIGNED RESIDENTS OF THE CITY OF ANN ARBOR HAVE READ THIS PETITION, ARE IN AGREEMENT WITH AND SIGN BELOW:

1. RITA ROSS Rita Ross 782 Greenhills Dr. AA 48105
 Printed Name Signature Address

2. Jennifer Perry Jennifer Perry 782 Greenhills Dr, A.A. 48105
 Printed Name Signature Address

3. Janet Palmer [Signature] 955 Greenhills Dr., AA 48105
 Printed Name Signature Address

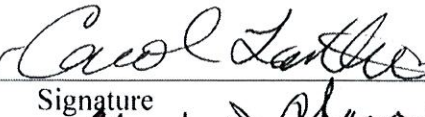
4. PATRICIA STOCK Patricia Stock 1024 GREENHILLS DR. AA 48105
 Printed Name Signature Address

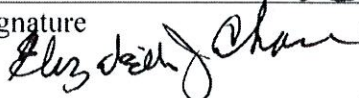
5. Sharon Sprague Sharon Sprague 941 Greenhills Dr., AA 48105-2721
 Printed Name Signature Address

The undersigned circulator of the above petition asserts that he or she is 18 years of age or older and a United States citizen; that each signature on the petition was signed in his or her presence; that he or she has neither caused nor permitted a person to sign the petition more than once and has no knowledge of a person signing the petition more than once; and that, to his or her best knowledge and belief, each signature is the genuine signature of the person purporting to sign the petition, the person signing the petition was at the time of signing a resident of the City of Ann Arbor, and the resident was qualified to sign the petition.

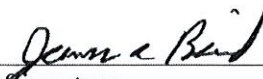
[Signature] 2/27/23
 Signature of Circulator Date


6. Michael Gzybowski  832 Earhart.
 Printed Name Signature Address

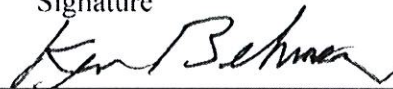
Carol Lowther  752 Greenhills
 Printed Name Signature Address

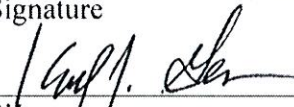
8. Elizabeth S. Chase  893 Greenhills Dr.
 Printed Name Signature Address


9. Karen Colman  863 Greenhills Dr.
 Printed Name Signature Address


10. Jim Baird  957 Greenhills Dr.
 Printed Name Signature Address

11. Lori Derumedi  923 Greenhills Dr.
 Printed Name Signature Address

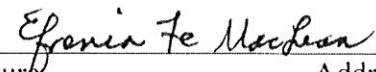
12. Ken Behmer  790 GREENHILLS DR
 Printed Name Signature Address

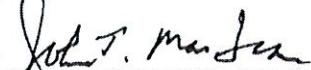
13. KARL GLENN  712 GREENHILL DR.
 Printed Name Signature Address

14. Denise Carlson  788 Greenhills Dr.
 Printed Name Signature Address

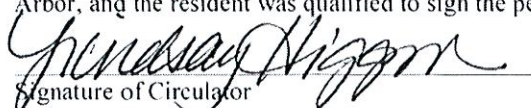
15. Charles Carlson  788 Greenhills Dr.
 Printed Name Signature Address

16. Cheryl Sabol  1008 Greenhills dr.
 Printed Name Signature Address

17. Efronia Fe MacLean  790 Greenhills Dr.
 Printed Name Signature Address

18. John T. MacLean  796 Greenhills Dr.
 Printed Name Signature Address

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 2/28/23
 Signature of Circulator Date

19. RAHUL MANNAN Rahul Mannan 913, GREENHILLS DR.
Printed Name Signature Address
20. Linda Pedrick Linda Pedrick 654 Greenhills Dr
Printed Name Signature Address
21. Andrei Boisvy 648 Greenhills Dr.
Printed Name Signature Address
22. Keiko Takeshita 1020 Greenhills
Printed Name Signature Address
23. Patricia Jackson Patricia Jackson 1018 Greenhills Dr.
Printed Name Signature Address
24. Elizabeth Jahn Elizabeth Jahn 814 Earhart Rd
Printed Name Signature Address
25. LISA A. Reach Lisa A. Reach 656 Greenhills Dr.
Printed Name Signature Address
26. Elizabeth R Neidhardt Elizabeth R. Neidhardt 1048 Greenhills Dr.
Printed Name Signature Address
27. Jamie Aumend Jamie Aumend 828 Earhart Rd.
Printed Name Signature Address
28. Janet Kennedy Janet Kennedy 680 Greenhills Dr.
Printed Name Signature Address
29. NANCY JAQUINDE Nancy Jaquinde 939 GREENHILLS DR
Printed Name Signature Address
30. Wing xia zhou 784 Greenhills
Printed Name Signature Address
31. Peter Wilken 718 Greenhills
Printed Name Signature Address

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Kindsay Higgin 3/2/23
Signature of Circulator Date

- 32. Joyce A. ROBERTSON Joyce A. Robertson 652 GREENHILLS
 Printed Name Signature Address 953
- 33. Sharon Burnham Sharon Burnham Greenhills
 Printed Name Signature Address 849
- 34. Lenore Ferber Lenore M. Ferber Greenhills Dr
 Printed Name Signature Address 897 Greenhills
- 35. RICHARD SENTER Richard Senter Dr.
 Printed Name Signature Address
- 36. NANCY W. RUGANI Nancy W. Rugani 895 GREENHILL
 Printed Name Signature Address DRIVE
- 37. Tama Weidner Tama Weidner 788 Greenhills Drive
 Printed Name Signature Address
- 38. Catherine Oushinski Catherine Oushinski 1072 Greenhills Dr
 Printed Name Signature Address
- 39. Harry Sargous HARRY SARGOUS 1022 GREENHILLS DR.
 Printed Name Signature Address
- 40. Francis X Blain Jr Francis X Blain Jr 803 Greenhills Dr
 Printed Name Signature Address
- 41. Tranun Guo Tranun Guo 718 Greenhills Dr.
 Printed Name Signature Address
- 42. LOIS DeZura Lois DeZura 899 Greenhills Dr
 Printed Name Signature Address
- 43. FLANE SARGOUS Flane Sargous 1022-GREENHILLS
 Printed Name Signature Address
- 44. ERNEST ZIMMERMANN Ernest Zimmermann 678 GREENHILLS DRIVE
 Printed Name Signature Address
- 45. GEORGE J. VALENTA George J. Valenta 811 Greenhills Drive
 Printed Name Signature Address

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Jindasap Higgin 2/28/23
 Signature of Circulator Date

- 46. Tomotoshi Jo Tomotoshi Jo 937 Greenhills Dr Ann Arbor
Printed Name Signature Address
- 47. Joseph Burman [Signature] 815 Greenhills Dr, Ann Arbor
Printed Name Signature Address
- 48. Hiromi Higashimura Hiromi, It 957 Greenhills Drive, Ann Arbor
Printed Name Signature Address
- 49. PATRICIA FITZGERALD Patricia Fitzgerald 660 Greenhills
Printed Name Signature Address
- 50. Michael W. Sullivan Michael Sullivan 446 BREDHILL ST. ANN ARBOR MI 48105
Printed Name Signature Address
- 51. Patricia P. Sullivan Patricia P. Sullivan 446 BREDHILL ST ANN ARBOR
Printed Name Signature Address
- 52. Jongmin Yoon [Signature] 642 Greenhills Dr Ann Arbor MI 48105
Printed Name Signature Address
- 53. DEBBY S Holcomb Debbie Holcomb 959 Greenhills, Ann Arbor MI 48105
Printed Name Signature Address
- 54. Katherine Jancovich [Signature] 714 Greenhills Dr
Printed Name Signature Address
- 55. JASMINE KAUR [Signature] 913 GREENHILLS DR.
Printed Name Signature Address
- 56. KATHERINE JOHNSON [Signature] 915 GREENHILLS DR
Printed Name Signature Address
- 57. PATRICIA BAUER Patricia Bauer 819 GREENHILLS DR.
Printed Name Signature Address
- 58. LORETTA HENZE Loretta Henze 1074 Greenhills Dr
Printed Name Signature Address

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[Signature] 3/1/23
Signature of Circulator Date

59. LI, LIANGJIAN [Signature] 1092 Greenhills Dr
 Printed Name Signature Address
60. Eric Topliss [Signature] 1074 Greenhills Dr.
 Printed Name Signature Address
61. Virginia Burkell [Signature] 1080 Greenhills Dr.
 Printed Name Signature Address
62. Karthik Ciddu [Signature] 1004 Greenhills Dr
 Printed Name Signature Address
63. Koustova, Elena [Signature] 648 Greenhills Dr.
 Printed Name Signature Address
64. HYOSEUNG KIM [Signature] 642 Greenhills Dr.
 Printed Name Signature Address
65. Olivia Wofford [Signature] 7010 Wrenhill Dr
 Printed Name Signature Address
66. Marilynn Simpson [Signature] 890 Canham Rd
 Printed Name Signature Address
67. David J. Watts [Signature] 927 Greenhills Dr
 Printed Name Signature Address
68. Mary E. Brammer [Signature] 927 Greenhills Dr
 Printed Name Signature Address
69. DWANE HUNTER [Signature] 120 Greenhills Dr.
 Printed Name Signature Address
70. RUTH P. FREEDMAN [Signature] 889 Greenhills Dr
 Printed Name Signature Address
71. Yu Zhang [Signature] 1032 Greenhills Dr.
 Printed Name Signature Address
72. Donna Szalay [Signature] 879 Greenhills Dr.
 Printed Name Signature Address

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[Signature] 3/2/23
 Signature of Circulator Date

- 73. Carol A. Harris Carol A. Harris 770 Greenhills Dr.
Printed Name Signature Address
- 74. JAMES W. HARRIS James W. Harris 770 Greenhills Dr.
Printed Name Signature Address
- 75. Zhaohui Zhong [Signature] 830 Parkhurst Rd.
Printed Name Signature Address
- 76. Andrew Arumb [Signature] 4661 Greenhills
Printed Name Signature Address
- 77. CHARLES THOMAS Charles Thomas 917 Greenhills Drive
Printed Name Signature Address
- 78. Jennifer Myers Jennifer Myers 917 Greenhills Drive
Printed Name Signature Address
- 79. Susan Brown [Signature] 1010 Greenhills Dr.
Printed Name Signature Address
- 80. THERESA TRENT [Signature] 774 Greenhills #248105
Printed Name Signature Address
- 81. Yasunobu Higashimura [Signature] 967 Greenhills Dr 48105
Printed Name Signature Address
- 82. Jessica Liang [Signature] 744 Greenhills 48105
Printed Name Signature Address
- 83. Ronald Aaron [Signature] 682 Greenhills 48105
Printed Name Signature Address
- 84. Marianne Aaron [Signature] 682 Greenhills 48105
Printed Name Signature Address
- 85. RICHARD AARON [Signature] 676 GREENHILLS 48105
Printed Name Signature Address
- 86. Je-Won Hong [Signature] 845 Greenhills Dr. 48105
Printed Name Signature Address

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[Signature] 3/2/23
Signature of Circulator Date

87. Mi Jung chang [Signature] 845 Greenhills, Dr. 48105
 Printed Name Signature Address
88. Yuni Aaron [Signature] 676 Greenhills Dr. 48114
 Printed Name Signature Address
89. Charles H. CARLSON [Signature] 841 GREENHILLS RD.
 Printed Name Signature Address
90. Chris M Cook [Signature] 851 GREGG HILLS DR 48118
 Printed Name Signature Address
91. KATHLEEN JORN KAUTSCH [Signature] 857 "C"
 Printed Name Signature Address
92. STEVEN KMENTA [Signature] 662 Greenhills Dr. 48105
 Printed Name Signature Address
93. Constance Kinchari [Signature] 674 Greenhills Dr
 Printed Name Signature Address
94. Mark Foster [Signature] 810 Earhart
 Printed Name Signature Address
95. PAUL Duemler [Signature] 1066 Greenhills
 Printed Name Signature Address
96. Elisabeth Day [Signature] 1052 Greenhills Dr
 Printed Name Signature Address
97. LAURENTIU VANCIU [Signature] 1068 Greenhills Dr
 Printed Name Signature Address
98. CRISTINA MITREA [Signature] 1068 Greenhills Dr
 Printed Name Signature Address
99. Jeri Hollister [Signature] 801 Greenhills Dr.
 Printed Name Signature Address
100. Nadia Niknafs [Signature] 756 Greenhills Dr
 Printed Name Signature Address

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[Signature]
 Signature of Circulator

3/2/23
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