

of Latham and Quinn's Subdivision" Lot 6 and Easterly 22.13 feet of Lot 5 H. Haggerty's Subdivision of Part of Private Claim 543 and Lots 14 and 15 Private Claim 60 as recorded in Liber 21 Page 79, Plats, Wayne County Records (being vacated and converted to easement on March 5, 2003 — J.C.C. Pgs. 705-08);

Be and the same hereby vacated as public rights-of-way to become part and parcel of the abutting property; and be it further

Provided, That satisfactory arrangements are made with Comcast Cablevision, Detroit Edison and SBC Telecommunication for the cost of removing and/or rerouting services to maintain service to customers.

Provided, That the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

Adopted as follows:  
 Yeas — Council Members Bates, K. Cockrel, Jr., S. Cockrel, Collins, Everett, McPhail, Tinsley-Talabi, Watson, and President Mahaffey — 9.  
 Nays — None.

**Department of Public Works  
 City Engineering Division**

January 9, 2004

Honorable City Council:  
 Re: Petition No. 138 — Presbyterian Villages of Michigan, for vacation and relocation of alley in the area of Fenkell, Griggs, Chalfonte and Birwood.

Petition No. 138 of "Presbyterian Villages of Michigan" (PVM) as the owner of the Harmony Presbyterian Village property, request to (1) vacate (outright) portions of a north-south public alley, 16

feet wide (2) convert to easement remaining portions of said north-south public alley and (3) provide an easement over private property, all in the block bounded by Birwood Avenue, 70 feet wide, Griggs Avenue, 70 feet wide, Chalfonte Avenue, 60 feet wide, and Fenkell Avenue, 66 feet wide, in order to facilitate the construction of "Harmony Village" Senior Housing.

The request was approved by Planning and Development Department, the Solid Waste Division — DPW, the Traffic Engineering Division — DPW and the Public Lighting Department. The petition was referred to the City Engineering Division — DPW for investigation (utility review) and report. This is our report:

Due to the outright vacation of a portion of the north-south public alley, it will be necessary for the petitioner to provide a utility easement, on private property, to insure that the utility companies can continue to provide service to other properties not affected by this development at the same time the petitioner "PVM" request your Honorable Body to accept deeds, in order to create two (2) new public alley outlets. The attached resolution has the appropriate language, in order to reserve such easement and dedicate new public rights-of-way.

The Detroit Water and Sewerage Department (DWSD) has an active 12-inch sewer in the alley proposed for vacation. DWSD has no objection to vacating the public alley provided that the sewer is relocated to an easement granted by petitioner in accordance with plans approved by DWSD. All necessary work is to be at the petitioner's expense and at no costs to DWSD. Also, DWSD has no objections to the dedication of portions of private property for new alley outlets.

Presbyterian Villages of Michigan (PVM) as the owner of the Harmony Presbyterian Village property, agrees to be responsible for the final negotiated cost involved in the removal and rerouting of Detroit Edison and Comcast Cablevision facilities.

The intent of the attached resolution is to also request Detroit City Council to accept deeds for public alley opening purposes; provided said property complies with the requirements of Detroit codes and ordinance No. 29-94, Detroit Code Sections 2-2-11 through 2-2-15 also known as the "Environmental Review Guidelines", and that the fee owner submit a properly executed "warranty" deed; proof of lien-free ownership; proof of paid Wayne County taxes and proof of paid Detroit property taxes.

Also, "PVM" as owner of the property to be developed, ask that City Council accept a grant of easement, in order to relocated lateral sewers, affected by the requested alley vacation. Provided that the Board of Water Commissioners shall also accept and execute the easement

grant on behalf of the City.

All other city departments and privately owned utility companies have reported no objections to the changes in public rights-of-way or that satisfactory arrangements have been made. Provisions protecting utility installations (if necessary) are part of the resolution.

An appropriate resolution containing the necessary conditions is attached for consideration by your Honorable Body.

Respectfully submitted,

SUNDAY JAIYESIMI

City Engineer

City Engineering Division — DPW  
By Council Member Bates:

Resolved, All that part of the north-south public alley, 16 feet wide, in the block bounded by Birwood Avenue, 70 feet wide, Griggs Avenue, 70 feet wide, Chalfonte Avenue, 60 feet wide, and Fenkell Avenue, 66 feet wide, described as lying easterly of and abutting the east line of Lots 175-184, both inclusive, and the south 24.00 feet of Lot 185 and lying westerly of and abutting the west line of Lots 161-170, both inclusive, and the south 24.00 feet of Lot 160 of "Penn-Terminal Subdivision" of the N 1/2 of the NE 1/4 of the NE 1/4 of Sec. 20 T. 1S., R. 11 E., Greenfield Township (now Detroit), Wayne County, Michigan, as recorded in Liber 40, Page 68 of Plats, Wayne County Records;

Be and the same are hereby vacated as a public alley to become part and parcel of the abutting property; subject to the following provisions;

Provided, That the petitioner shall design and construct proposed lateral sewer and make the connections to the existing public sewers as required by the Detroit Water and Sewerage Department (DWSD) prior to constructing of the proposed buildings; and further

Provided, That the plans for the lateral sewers shall be prepared by a registered engineer; and further

Provided, That DWSD be and is hereby authorized to review the drawings for the proposed lateral sewers and to issue permits for the construction of the lateral sewers; and further

Provided, That the entire work is performed in accordance with plans and specifications approved by DWSD and constructed under the inspection and approval of DWSD; and further

Provided, That the entire costs of the lateral sewer construction, including inspection, survey and engineering shall be borne by the petitioner; and further

Provided, That the petitioner shall deposit with DWSD, in advance of engineering, inspection and survey, such amounts as DWSD deems necessary to cover the costs of these services, and that all work necessary to maintain the existing sewer service and/or to modify, alter, relocate and construct the sewer and

access manholes (if necessary) is to be done by the petitioner at no cost to DWSD; and further

Provided, That the petitioner shall grant to the City a satisfactory easement for the lateral sewers; and further

Provided, That the Board of Water Commissioners shall accept and execute the easement grant on behalf of the City; and further

Provided, That upon satisfactory completion of the lateral sewer construction and shall be City property and become part of the City system;

Provided, That the petitioner makes satisfactory arrangements with the Detroit Edison Company (DECO) for the costs of removing and/or rerouting its overhead facilities in the proposed area of vacation, estimated at \$30,000.00, and further

Provided, That the petitioner makes satisfactory arrangements for any removing and/or rerouting of SBC facilities with its Customer Growth Group; and further

Provided, That the petitioner makes satisfactory arrangements for any removing and/or rerouting of Comcast Cablevision facilities with an estimated costs of \$18,320.00; and further

Provided, That satisfactory arrangements have been made with all other involved city departments and privately owned utility companies; and further

Provided, That before any construction shall be permitted within the vacated parts of public streets and alleys, mentioned above, the petitioner shall apply to the Buildings and Safety Engineering Department for a building permit. Simultaneously, the petitioner shall submit said building plans to the Water and Sewerage Department (DWSD) for review and approval; and be it further

Resolved, All that portion of the north-south public alley, 16 feet wide, in the block bounded by Birwood Avenue, 70 feet wide, Griggs Avenue, 70 feet wide, Chalfonte Avenue, 60 feet wide, and Fenkell Avenue, 66 feet wide, described as lying easterly of the northerly 6.00 feet of Lot 185 and the southerly 14.00 feet of Lot 186; Also, lying westerly of the southerly 14.00 feet of Lot 159 and the northerly 6.00 feet of Lot 160, of the "Penn-Terminal Subdivision" of the N 1/2 of the NE 1/4 of the NE 1/4 of Sec. 20 T. 1S., R. 11 E., Greenfield Township (now Detroit), Wayne County, Michigan, as recorded in Liber 40, Page 68 of Plats, Wayne County Records; and that part of said north-south public alley, 16 feet wide, lying easterly and abutting the east line of the northerly 14.9 feet of Lot 173 and Lot 174 and lying westerly of and abutting the west line of the northerly 15.00 feet of Lot 172 and Lot 171 of the "Penn-Terminal Subdivision" of the N 1/2 of the NE 1/4 of the NE 1/4 of Sec. 20 T. 1S., R. 11 E., Greenfield Township (now Detroit), Wayne County, Michigan, as recorded in

Liber 40, Page 68 of Plats, Wayne County Records;

Be and the same is hereby vacated as a public alley and is hereby converted into a private easement for public utilities of the full width of the alley, which easement shall be subject to the following covenants and agreements, uses, reservations and regulations, which shall be observed by the owners of the lots abutting on said alley and by their heirs, executors, administrators and assigns, forever to wit:

First, Said owners hereby grant to and for the use of the public an easement or right-of-way over said vacated public alley herein above described for the purposes of maintaining, installing, repairing, removing, or replacing public utilities such as water mains, sewers, gas lines or mains, telephone, electric light conduits or poles or things usually placed or installed in a public alley in the City of Detroit, with the right to ingress and egress at any time to and over said easement for the purpose above set forth,

Second, Said utility easement or right-of-way in and over said vacated alley herein above described shall be forever accessible to the maintenance and inspection forces of the utility companies, or those specifically authorized by them, for the purpose of inspecting, installing, maintaining, repairing, removing, or replacing any sewer, conduit, water main, gas line or main, telephone or light pole or any utility facility placed or installed in the utility easement or right-of-way. The utility companies shall have the right to cross or use the driveways and yards of the adjoining properties for ingress and egress at any time to and over said utility easement with any necessary equipment to perform the above mentioned tasks, with the understanding that the utility companies shall use due care in such crossing or use, and that any property damaged by the utility companies, other than that specifically prohibited by this resolution, shall be restored to a satisfactory condition,

Third, Said owners for their heirs and assigns further agree that no buildings or structures of any nature whatsoever including, but not limited to, concrete slabs or driveways, retaining or partition walls, shall be built or placed upon said easement, nor change of surface grade made, without prior approval of the City Engineering Division — DPW,

Fourth, That if the owners of any lots abutting on said vacated alley shall request the removal and/or relocation of any existing poles or other utilities in said easement, such owners shall pay all costs incidental to such removal and/or relocation, unless such charges are waived by the utility owners,

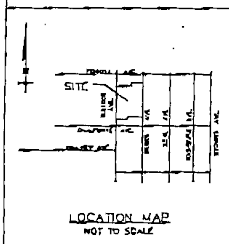
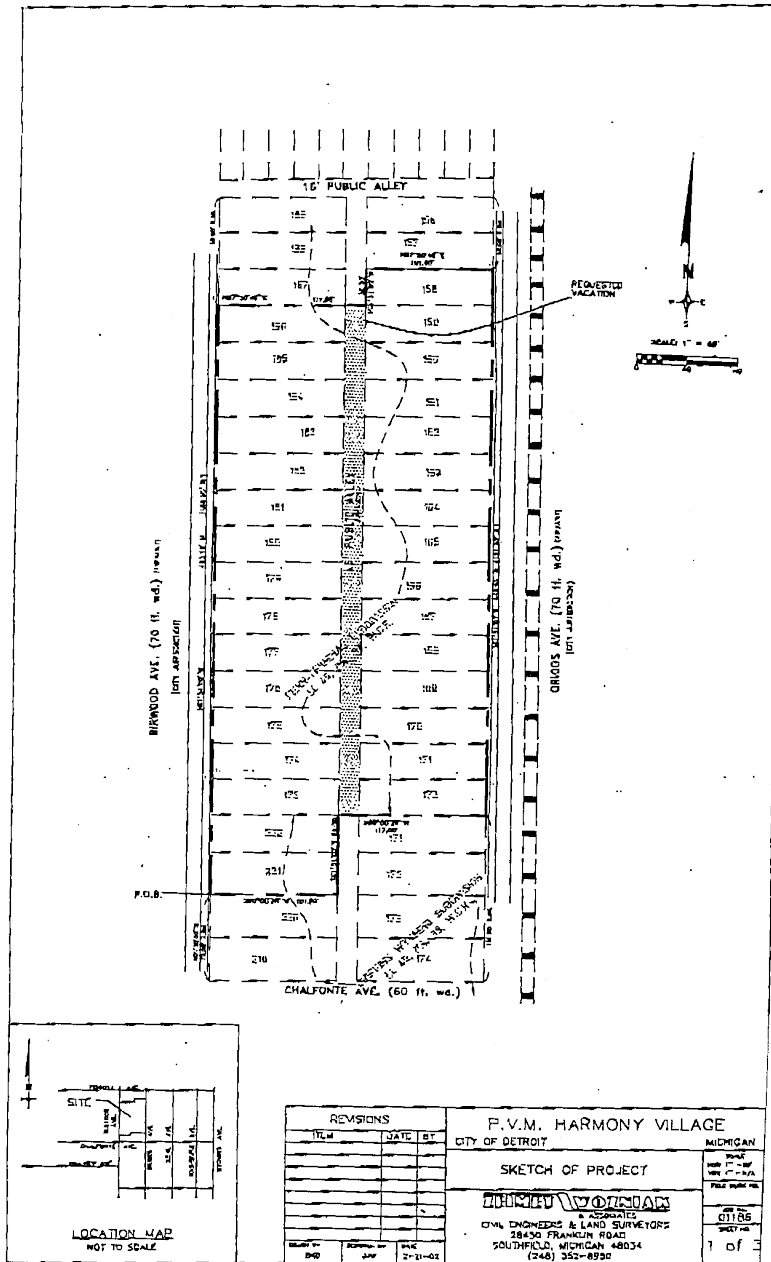
Fifth, That if any utility located in said property shall break or be damaged as a result of any action on the part of said

owners or assigns (by way of illustration but not limitation) such as storage of excessive weights of materials or construction not in accordance with Section 3, mentioned above, then in such event said owners or assigns shall be liable for all costs incidental to the repair of such broken or damaged utility; and be it

further

Resolved, The following described privately owned property is hereby dedicated for public alley purposes;

Land in the City of Detroit, County of Wayne, State of Michigan, being described as the northerly 16.00 feet of Lot 186 and the southerly 16.00 feet of Lot 172 of the "Penn-Terminal Sub-



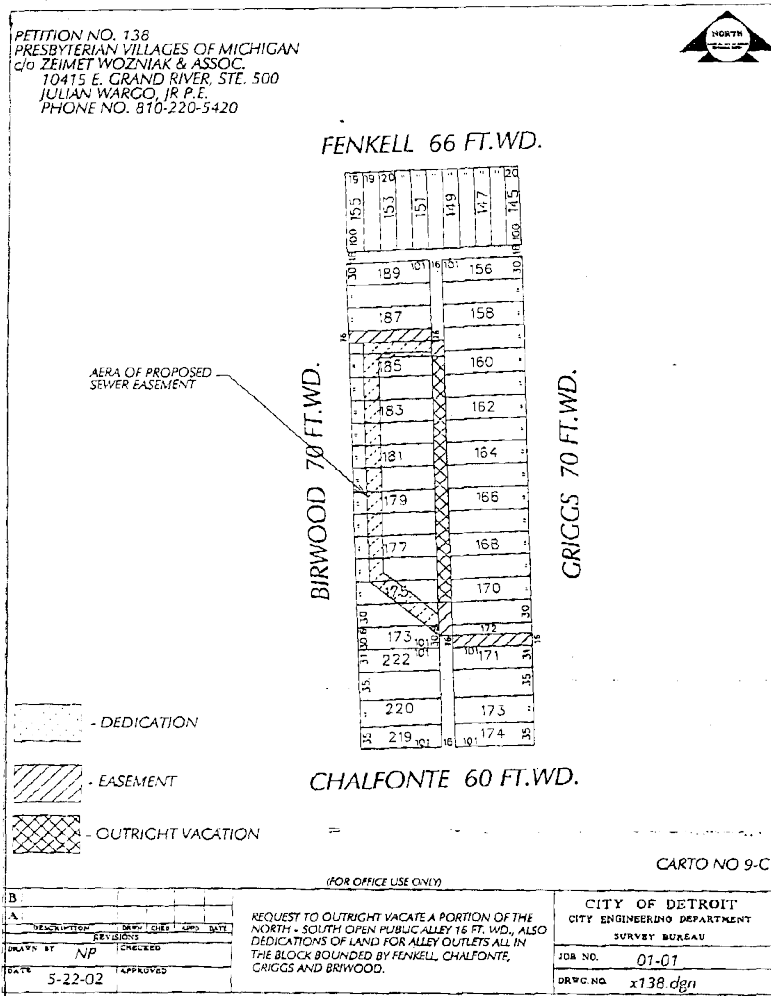
REVISIONS			P.V.M. HARMONY VILLAGE		MICHIGAN STATE ENGINEERING ACT 1978 PLATE 1000
NO.	DATE	BY	CITY OF DETROIT		

<b>THOMAS WOODWARD</b> ASSOCIATES CIVIL ENGINEERS & LAND SURVEYORS 28450 FRANKLIN ROAD SOUTHFIELD, MICHIGAN 48034 (248) 352-8930		1 of 3
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division" of the N 1/2 of the NE 1/4 of the NE 1/4 of Sec. 20 T. 1 S., R. 11 E., Greenfield Township (now Detroit), Wayne County, Michigan, as recorded in Liber 40, Page 68 of Plats, Wayne County Records;

Provided, That all taxes with respect to property of which the Dedication Area is a part shall be paid and proof thereof furnished to the Law Department; and

**Finance Department  
Assessment Division**

December 1, 2003

Honorable City Council:

Re: Increase Of Fees Charged By Assessments Division.

As a part of the Finance Department's review of various fees, we are recommending the increase of the fees charged by the Assessments Division. The increase in fees would bring the City of Detroit on par with the fees charged by other jurisdictions in the State of Michigan and other City of Detroit Departments.

Individuals, corporations, and organizations can buy Assessment Roll information from the Assessments Division. This information may include parcel number, parcel address, and legal description. Home improvement companies, real estate developers, and title companies are the main customers that purchase the entire Assessment Roll. Prices for services that average taxpayers request are not being increased: individual printouts, copies, and address searches.