

ment of Police, and careful consideration of the request, your committee recommends that same be denied.

Respectfully submitted,

ROBT. G. EWALD,  
Chairman.

Accepted and adopted.

#### Vacation of Alley

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Allied Products Corp., Richard Brothers Division (4140), requesting the vacation of a portion of the east and west alley in the block bounded by Milwaukee, Orleans, Riopelle and Lyman Place, petitioner to dedicate sufficient land to provide a 30 ft. by 30 ft. turn-around. After consultation with the City Plan Commission, and careful consideration of the request, your committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,

ROBT. G. EWALD,  
Chairman.

By Councilman Ewald:

Resolved: That "all that part of public alley in block bounded by Riopelle Street, Orleans Street, Lyman Place and Milwaukee Avenue more particularly described as all of public alley 18 feet wide lying between the northerly line of Lots 21 to 28 both inclusive and the southerly line of Lots 33 to 40 both inclusive all in Bissell and Post's Subdivision of the southwest part of Lot 16 of the Subdivision of Fractional Sections 29 and 32, T. 1 S., R. 12 E., City of Detroit, Wayne County, Michigan as recorded in Liber 8 Page 60 of Plats of Wayne County Records", be and the same is hereby vacated to become a part and parcel of the adjoining property.

Provided, Petitioner deeds to the City of Detroit, "The southerly 12 feet of Lot 31 of last mentioned Subdivision, to be used as a turn-around", and further

Provided, Petitioner agrees to bear the entire expense of removing all obstructions and grading and shaping said turn-around, and further

Provided, Petitioner reimburse the owners to the extent of the value of any utilities now installed in said alley which it may be necessary to abandon due to the closing of said alley or bear the entire expense of relocating or rerouting any public utilities now installed in said alley which it may be necessary to relocate or reroute due to the closing of said alley, and further,

Provided, That by reason of the vacation of the above described alley, the City of Detroit does not waive any rights in the sewer located in said alley and shall at all times have the right to enter upon

the premises if found necessary on account of said sewers to repair same and further provided that petitioner shall not build over the above described alley without first securing the approval of the City Engineer and the Board of Health. Sewer must be maintained at all times, and further

Provided, That Petitioner, its successors or assigns, file with the City Clerk, within 30 days from the date of the adoption of this resolution, an agreement in writing, waiving any and all claims for damages which may arise due to the separation of grades affecting all of public alley as vacated and hereinbefore described, and further

Resolved, That upon compliance with the provisions of this resolution, the City Controller be and he is hereby directed to issue a quit claim deed covering property herein vacated.

Adopted as follows:

Yeas—Councilmen Bradley, Castator, Engel, Ewald, Jeffries, Van Antwerp, and the President—7.

Nays—None.

#### Vacation of Bellevue Ave.

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of the Packard Motor Car Co. (3555), requesting the vacation of Bellevue Ave. between the Grand Boulevard and a point south of Palmer Ave. After consultation with the City Plan Commission, hearing with petitioner and interested property owners, and careful consideration of the matter, your committee recommends that Bellevue avenue be vacated from the south line of Palmer Ave. to a point 1,045.34 ft. south thereof in accordance with the following resolution.

Respectfully submitted,

ROBT. G. EWALD,  
Chairman.

By Councilman Ewald:

Resolved, That "all that part of Bellevue Ave. 70 ft. wide, as now established lying between Frederick St. and Palmer Ave. E., more particularly described as all of Bellevue Ave., 70 ft. wide as now established lying between the southerly line of Palmer Ave., 60 ft. wide as now established and a line 1,045.34 ft. southerly of and parallel to said Palmer Ave." Be and the same is hereby vacated to become a part and parcel of the adjoining property.

Provided, Petitioner deeds to the City of Detroit "the southerly 10 ft. of lot 1 of Packard Motor Car Company's sub. of part of lots 9 to 14 (both inclusive) of sub. of part of lots 5 and 6 of sub. of rear concession of P. C. 19, also part of lots 9 and 10 sub. of P. C. 573 and also part of Frac'l Sec. 28, T. 1, S. R. 12



E., Detroit, Wayne Co., Mich. as recorded in Liber 39, page 85 of Plats of Wayne County Records," to be used for street purposes, and further

Provided, Petitioner deeds to the City of Detroit "all that part of lot 8 of last mentioned subdivision more particularly described as: Beginning at the easterly line of Michigan Central Railroad right-of-way, 65 ft. wide as now established and the southerly line of Harper Ave., 66 ft. wide, as now established; thence along the said southerly line of Harper Ave., north 43 degrees 26 minutes, east 594.90 ft. to a point in the westerly line of Concord Ave., 66 ft. wide, as now established; thence along said line south 26 degrees 07 minutes, east 57.63 ft. to a point; thence along a line south 43 degrees 26 minutes, west 584.44 ft. to a point in the easterly line of the Michigan Central Railroad right-of-way, 65 ft. wide, as now established; thence along said line on a curve to the left, the radius of said curve being 1,001.31 ft., chord bearing north 36 degrees 24 minutes 31 seconds, west 54.86 ft. a distance of 54.86 ft. to the place of beginning."

Also "all of lot 1 and that part of lots 2 and 3 of Belt Line sub. of the northerly part of Private Claim 513 known as the L. Chapoton Farm and the northwesterly part of Private Claim 678, Hamtramck, Wayne Co., Mich., as recorded in Liber 12, page 82 of Plats of Wayne County Records lying between the southerly line of Harper Ave., 66 ft. wide as now established and a line 54 ft. southerly of and measured at right angles to said southerly line of Harper Ave." To be used for street purposes, and further

Provided, Petitioner, its successors or assigns, files with the City Clerk, within 30 days from the date of the adoption of this resolution, an agreement in writing waiving any and all claims for damages which may arise due to the separation of grades affecting the property proposed to be vacated as hereinbefore described, and further

Provided, That petitioner reimburses the owners to the extent of the value of any utilities now installed in said street which it may be necessary to abandon due to the closing of said street or bear the entire expense of relocating or rerouting any public utilities now installed in said street which it may be necessary to relocate or reroute due to the closing of said street, and further

Provided, Petitioner allows the Department of Water Supply, the right to enter upon the property to operate and maintain the water mains, and read meters and indemnify the Board of Water Commissioners and the City of Detroit from any and all damages to persons or property due to leaks or broken mains, and further

Provided, That in the event the street is built over, the owners of the

property will pay the Department of Water Supply for the cost of reconstructing a pipe line of sufficient size in streets then available and to assume the cost of discontinuing, altering and metering the pipe lines now in Bellevue Ave. and the East Grand Boulevard; and further

Provided, That the petitioner will pay the cost of setting 2 10-inch and a 6-inch gate valve in wells at the south line of Palmer and Bellevue Aves. and a 10-inch valve in a well at the north line of Frederick St. and Bellevue Ave. and also the cost of discontinuing the 6-inch main in Kirby Ave. (vacated in 1920), between Concord and Bellevue Aves., when the vacation becomes a fact, and further

Provided, That by reason of the vacation of the above described street, the City of Detroit, does not waive any rights in the sewer located in said street and shall at all times have the right to enter upon the premises if found necessary on account of said sewer to repair same, and further provided that petitioner shall not build over said sewer or adjacent to it without first securing the approval of the City Engineer and the Board of Health. Should the petitioner require the removal of said sewer the City of Detroit will re-route the same at the estimated cost of the work, namely, \$127,400.00, said cost to be borne by petitioner, and further

Provided, Petitioner pays into the city treasury the sum of \$398.32, being the expense incurred by the City of Detroit in the matter of paving, curbing, crosswalks, sidewalks, etc., in Palmer Ave., within the lines of the street herein vacated as may be certified by the city engineer, and further,

Provided, Petitioner pays into the City Treasury the sum of \$6,500.00, and further

Provided, that petitioner provides a private inbound-only, traffic-way from Concord avenue into its property, immediately southerly of its present easterly plant building north of Frederick street, and further

Resolved, That upon compliance with the provisions of this resolution, the City Controller be and he is hereby directed to execute a quit-claim deed covering the property herein vacated.

Adopted as follows:

Yeas—Councilmen Bradley, Castantor, Engel, Ewald, Jeffries, Van Antwerp, and the President—7.

Nays—None.

## RESOLUTIONS AND ORDINANCES

By Councilman Bradley:  
Resolved, That this body, being the legislative body of the City of Detroit by a three-fifths vote of the members elect, hereby propose, that Section 4 Chapter II of Title VI of