

sultation with the Traffic Engineer, and careful consideration of the matter, your committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,
JAMES H. GARLICK,
Chairman.

By Councilman Garlick:
Resolved, That the Department of Police be and it is hereby authorized and directed to install "No Parking" signs on the north side of E. Palmer Ave., from Woodward Avenue to 195 ft. east thereof.

Adopted as follows:
Yeas—Councilmen Dorais, Garlick, Lodge, Sweeny, Van Antwerp, and the President—6.
Nays: None.

Vacation Pay

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Margaret Catinella (7836), wherein request is made for the allowance of vacation pay of deceased husband, Vito Catinella, who was employed in the Department of Public Works. After consultation with the Corporation Counsel, and careful consideration of the matter, your committee recommends that the request be denied.

Respectfully submitted,
JAMES H. GARLICK,
Chairman.

Accepted and adopted.

Vacation of Alley

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of J. Lee Hackett Co. (7582), for the vacation of part of an alley at the northwest corner of Milwaukee and St. Aubin aves. 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,
JAMES H. GARLICK,
Chairman.

By Councilman Garlick:

Resolved, That all that part of east and west public alley lying north of Milwaukee Avenue and between G. T. R. R. R.-W and St. Aubin Ave. more particularly described as all of east and west public alley, 18 feet wide lying north of and adjoining Lot 101 and the easterly 4 feet of the northerly 7 feet of said east and west public alley lying east of and adjoining the easterly line of said Lot 101 extended northerly all of Harrah & Brandenburg's Boulevard Sub. of that

part of Lot 14 lying west of St. Aubin Avenue and a part of Lot 15 of Theodore J. and Denis J. Campau's Sub'd'n of Frac'l Sec's 29 and 32 City of Detroit, Wayne Co., Michigan as recorded in Liber 17 Page 85 of Plats of Wayne County Records.

Be and the same are hereby vacated to become part and parcel of the adjoining property.

Provided, That by reason of the vacation of the above described alley the City of Detroit does not waive any right in the lateral sewer located therein 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 provided further, That petitioner shall not build over said sewer without first securing the approval of the City Engineer and the Board of Health, and further

Provided, Petitioners 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 rerouting or relocating any public utilities now installed in said alley which it may be necessary to relocate or reroute due to the closing of same, and further

Resolved, That upon compliance with the above provisions the City Controller be and is hereby directed to issue Quit Claim Deed to J. Lee Hackett Company, a Michigan Corporation as owners in fee of adjoining property.

Adopted as follows:

Yeas—Councilmen Dorais, Garlick, Lodge, Sweeny, Van Antwerp, and the President—6.
Nays—None.

Vacation of Alleys

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Mary B. Fry et al (7580), for the vacation of alleys in the block bounded by Outer Drive, Meyers, Cambridge and Manor aves. 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,
JAMES H. GARLICK,
Chairman.

By Councilman Garlick:

Resolved, that all of public alleys in block bounded by Meyers Road, Manor, Cambridge Avenues, and Outer Drive as platted in Bleinheim Forest Subdivision of part of N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of the S. E. $\frac{1}{4}$ of Section 5 and the S. $\frac{1}{2}$ of the N. $\frac{1}{2}$ of the S. E. $\frac{1}{4}$ of Section 5, T. 1 S., R. 11 E., City

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of Detroit, Wayne County, Michigan as recorded in Liber 55 Page 39 of Plats of Wayne County Records more particularly described as the easterly 10 feet of the north and south public alley 20 feet wide lying west of and adjoining the westerly line of Lot 275 of last mentioned Subdivision.

Also the easterly 10 feet of the north and south public alley 20 feet wide lying west of and adjoining the westerly line of Lot 276 of last mentioned Subdivision.

Also the easterly 10 feet of the North and south public alley 20 feet wide lying west of and adjoining the westerly line of Lots 277, 281, 282, the westerly line of the southerly 6 feet of the northerly 9 feet of east and west public alley, 18 feet wide all of last mentioned Subdivision.

Also the easterly 10 feet of the north and south public alley 20 feet wide lying west of and adjoining the westerly line of Lot 278 of last mentioned Subdivision.

Also the easterly 10 feet of the north and south public alley 20 feet wide lying west of and adjoining the westerly line of Lot 279 of last mentioned Subdivision.

Also the easterly 10 feet of the north and south public alley 20 feet wide lying west of and adjoining the westerly line of lot 280 of last mentioned Subdivision.

Also the easterly 10 feet of the north and south public alley 20 feet wide lying west of and adjoining the westerly line of Lot 283 of last mentioned Subdivision.

Also the easterly 10 feet of the north and south public alley 20 feet wide lying west of and adjoining the westerly line of Lot 284, the westerly line of the southerly 9 feet of east and west 18 foot public alley all of last mentioned Subdivision.

Be and the same are hereby vacated as public alleys and converted into 10 foot public easements. Which said easements shall be subjected to the agreements, covenants, uses, reservations and regulations as hereinafter set forth which shall be observed by the owners of said lots heretofore mentioned and by their grantees, heirs, successors and assigns forever, to wit: and further

Resolved, that the southerly 9 feet of the east and west public alley 18 feet wide lying north of and adjoining the northerly line of lot 284 of last mentioned Subdivision.

Also the northerly 9 feet of the east and west public alley, 18 feet wide lying south of and adjoining the southerly line of lot 260 of last mentioned Subdivision.

Also the northerly 9 feet of the east and west public alley 18 feet wide lying south of and adjoining the southerly line of lot 261 of last mentioned Subdivision.

Also the easterly 10 feet of the north and south public alley 20 feet wide adjoining the westerly line of Lot 261, the westerly line of the public alley 3 feet of east and west Subdivision all of last mentioned

Also the westerly 10 feet of the north and south public alley 20 feet wide lying east of and adjoining the easterly line of lots 262, 263, 264, 266, 269, 270, 271, 273 and 274 all of last mentioned Subdivision.

Also the westerly 10 feet of the north and south public alley 20 feet wide lying east of and adjoining the easterly line of lot 265 of last mentioned Subdivision.

Also the westerly 10 feet of the north and south public alley 20 feet wide lying east of and adjoining the easterly line of the northerly $\frac{1}{2}$ of lot 267 of last mentioned Subdivision.

Also the westerly 10 feet of the north and south public alley 20 feet wide lying east of and adjoining the easterly line of the southerly 20 feet of lot 267 the easterly line of lot 272 of last mentioned Subdivision.

Also the westerly 10 feet of the north and south public alley 20 feet wide lying east of and adjoining the easterly line of lot 268 of last mentioned Subdivision.

Be and the same are hereby vacated to become part and parcel of the adjoining property.

Provided the owners in fee of lots 261, 262 to 274 both inclusive of last mentioned Subdivision grant to the use of the public as public easements the rear and/or side 6 feet adjoining the center line of the north and south 20 foot public alley. The owners in fee of lots 260, 261 and 284 of last mentioned Subdivision grant to the use of the public as public easements the rear and/or side 6 feet of the east and west 18 foot public alley which easements shall be subjected to the following agreements, covenants, uses reservations and regulations which shall be observed by the owners of said lots heretofore mentioned and by their grantees and assigns and 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 rear 6 and/or 10 feet of said vacated alleys herein described for the purpose of installing, maintaining, repairing, removing or replacing any sewer, conduit, telephone, telegraph, electric light or other 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 purposes above set forth.

Second, said owners for their heirs and assigns further agree that no

building or structures of any kind whatsoever (except the necessary line fences dividing said lots) shall be built or placed upon said 12 and/or 16 foot easements or any part thereof so that said easements shall be forever of easy access for the purposes named above.

Third, that said easements shall be used for the same purposes for which public alleys are generally used in the City of Detroit excepting that same shall not be opened for the passage of vehicles therein, and further

Provided, that by reason of the vacation of the above described alleys the City of Detroit does not waive any rights in the lateral sewer located therein and at all times shall have the right to enter the premises if found necessary on account of said sewer to repair same, and further

Provided, petitioners deposit with the Permit Division of the Department of Public Works the sum of \$220.45 to cover the cost of removing existing curbs, building straight curbs and sidewalk grading on the south side of Outer Drive and building new sidewalks on Cambridge and Manor Avenues all within the lines of the alleys herein vacated, and further

Resolved, that upon Compliance with the above provisos, the City Controller be and is hereby directed to issue Quit Claim Deeds to John O. Forster and Josephine M. Forster, his wife; Frank S. Moran and Georgene S. Moran, his wife, Mary Beatrice Fry, and S. Pointer Bradley, Paul Camilleri and Ruth Camilleri, his wife; Stanley Papich and Ann Papich, his wife; William S. Pelletier and Gladys G. Pelletier, his wife; John M. McDermott and Pauline E. McDermott, his wife; George W. Henshaw and Rosemary H. Henshaw, his wife; Louis A. Churgay and Margaret L. Churgay his wife; Vernon J. Brown, Auditor General of the State of Michigan; Evelyn McDonnell; William Berndt and Emma L. Berndt, his wife; Maude W. Bush and Fannie B. Hasty as owners in fee of adjoining property.

Adopted as follows:

Yeas—Councilmen Dorais, Garlick, Lodge, Sweeny, Van Antwerp, and the President—6.

Nays—None.

And the Council then adjourned.

JOHN W. SMITH,
President.

THOMAS D. LEADBETTER,
City Clerk.

ORDINANCE No. 186-D
(File in container and make notation after Chapter 169 on page 342)
AN ORDINANCE to amend District Map 36 of Ordinance No. 171-D entitled "An Ordinance No. 171-D districts in the City of Detroit; to regulate the use of land and structures therein; to regulate and limit the height, the area, the bulk and location of buildings; to regulate and restrict the location of trades and industries and the location of buildings designed for specified uses; to regulate and determine the area of yards, courts and other open spaces; to regulate the density of population; to provide for the administration and enforcement of this Ordinance; to provide for a Board of Appeals, and its powers and duties; and to provide a penalty for the violation of the terms thereof," as amended.

IT IS HEREBY ORDAINED BY THE PEOPLE OF THE CITY OF DETROIT:

Section 1. That District Map 36 of Ordinance No. 171-D, entitled "An Ordinance to establish districts in the City of Detroit; to regulate the use of land and structures therein; to regulate and limit the height, the area, the bulk and location of buildings; to regulate and restrict the location of trades and industries and the location of buildings designed for specified uses; to regulate and determine the area of yards, courts and other open spaces; to regulate the density of population; to provide for the administration and enforcement of this Ordinance; to provide for a Board of Appeals, and its powers and duties; and to provide a penalty for the violation of the terms thereof," as amended, be amended to show R1 district classification where R2 district classification is shown on the lots facing on Somerset Road between Grayton Avenue and the south line of the alley south of Morang Avenue.

Sec. 2. All ordinances or parts of ordinances in conflict herewith, are hereby repealed only to the extent necessary to give this ordinance full force and effect.

Sec. 3. This Ordinance is hereby declared necessary for the preservation of the peace, health, safety and welfare of the people of the City of Detroit and is hereby given immediate effect.
Approved April 22, 1941.

EDWARD J. JEFFRIES, JR.,
Mayor.

Attest:
THOMAS D. LEADBETTER,
City Clerk.
The above ordinance will take effect on the 23rd day of April, 1941.
THOMAS D. LEADBETTER,
City Clerk.