

6.44 feet of the southerly 33 feet of Lot 50 of Feldman and Feldman's College Park Drive Subdivision.

Respectfully submitted,
GEO. F. EMERY,
Planning Director-Secy.

By Councilman Rogell:

Resolved, That resolution adopted September 23, 1947 (J. C. C. pp. 2520-1), authorizing condemnation proceedings for playground site No. 52 at Winthrop and Margareta, be and the same is hereby amended to delete the property described as "the northerly 6.44 ft. of the southerly 33 ft. of lot 50, Feldman and Feldman's College Park Drive sub."

Adopted as follows:

Yeas—Councilmen Castator, Comstock, McNamara, Oakman, Rogell, and the President—6.

Nays—None.

Parks and Recreation

October 23, 1947.

To the Honorable, the Common Council:

Gentlemen—We are returning herewith Petition No. 6862, Howard Jewell et al, protesting Playground Site No. 38, Forrer-Thatcher.

The site in question was selected because it is the only available site to serve the southeast corner of the neighborhood unit bounded by Seven Mile Road, Greenfield, McNichols and Southfield. The petitioners state that the playfield at Greenfield and Curtis will take the place of Site 38 but this is not true because it lies east of Greenfield Road and because it is not a playground but a playfield serving an older age group. The other sites which petitioners mention are likewise outside the service area of Site 38. An attempt was made to secure a site south of Outer Drive which would be the only improvement we could suggest regarding the location of this site, but there is no vacant property available in sufficient size.

Although Site 38 seems somewhat near the Newton School, it must be remembered that the extreme limit of its service area extends south to the corner of Greenfield and McNichols, which would be entirely too remote from the Newton School.

The petitioners call attention to the proposed Lutheran School, at Winthrop and Outer Drive. We are advised by the Pastor of the Jehovah Lutheran Church that their playground should not be considered a public playground. In summer they will be carrying on a vacation school which will require daily use of their private playground.

Since there is no suitable alternate site for this playground, we recommend that the petition be denied. It is further recommended that, when the resolution for condemnation is

drafted, the boundaries be adjusted in order to exclude a small portion in the southeast corner where it overlaps the Lutheran School property.

Very truly yours,
J. J. CONSIDINE,
General Superintendent.

By Councilman McNamara:

Resolved, That the Corporation Counsel be and he is hereby directed to prepare resolution for the acquisition of playground site No. 38, on Forrer ave. between Outer Drive and Thatcher ave. and eliminate the southeast corner of the proposed site which overlaps the Lutheran School property.

Adopted as follows:

Yeas—Councilmen Castator, Comstock, McNamara, Oakman, Rogell, and the President—6.

Nays—None.

Parks and Recreation

October 22, 1947.

To the Honorable, the Common Council:

Gentlemen—We are returning herewith Petition No. 6775, Reuben Levin, requesting modification of the boundary of proposed playground site number 5, Avon-Outer Drive.

The petitioner makes several suggestions, his chief complaint being that the City proposes to take one of two 35' lots fronting on Greenview Avenue, which would leave him with one 35' lot which is considered too small to be buildable in this neighborhood where all other lots are at least 40'.

It is recommended that the previous resolution for condemnation of this site be modified so that it reads "the north 30' of Lot 1899" instead of "Lot 1899." If this recommendation is approved, Mr. Levin will have one 40' lot.

Mr. Levin's alternate suggestions of laying out the streets are, for various reasons, not considered feasible.

Very truly yours,
JOHN J. CONSIDINE,
General Superintendent.

By Councilman Rogell:

Resolved, That resolution adopted August 18, 1947 (J. C. C. p. 2192), for the acquisition of playground site No. 5, Stahelin, Greenview, McNichols and Outer Drive, be and the same is hereby amended to read "the north 30 ft. of lot 1899, Brookline No. 5 Sub." instead of "Lot 1899."

Adopted as follows:

Yeas—Councilmen Castator, Comstock, McNamara, Oakman, Rogell, and the President—6.

Nays—None.

Department of Public Works

October 28, 1947.

To the Honorable, the Common Council:

Gentlemen—Petition of T. John

Stiffington, et al (5481), requesting the conversion into an easement of the east and west public alley in the block bounded by Boulder, Cordell, State Fair Avenues and Rossini Drive was referred to the Department of Public Works by your Committee of the Whole for investigation and report.

The vacation of these alleys was previously approved and recommended by the City Plan Commission in their communication to your Honorable Body of July 24, 1947.

We wish to advise that all of our investigations have been completed.

Proper restrictions as to the use of the easement are incorporated into the vacating resolution to protect the City's interests in the lateral sewer and the Fire Department's telegraph wires located in above mentioned alleys.

All other city departments and private utility companies reported that they will be unaffected by the proposed change, or that they have reached satisfactory agreements with the petitioners regarding their installations therein.

The conversion of these alleys into easements conforms with Common Council resolution of November 13, 1945, J.C.C. Page 2230.

Respectfully submitted,

ERNEST JONES,
Commissioner.

By Councilman Castator:

Resolved, That all of east and west public alley, 20 feet wide, in block bounded by Boulder, Cordell, State Fair Avenues and Rossini Drive, as platted in Ridgmont Manor Subdivision of the E. $\frac{1}{2}$ of the W. $\frac{1}{2}$ of the N. E. $\frac{1}{4}$ of fractional Sec. 6, T. 1 S., R. 13 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 55, Page 96 of plats, Wayne County Records, said alley also being described as lying south of and adjoining the south line of lots 238 to 254, both inclusive, and north of and adjoining the north line of lots 255 to 283, both inclusive, all lots being the same as platted in last mentioned subdivision;

Be and the same is hereby vacated as public alley and converted into a 20 foot public easement, which easement shall be subject to the following agreements, covenants, uses, reservations and regulations which shall be observed by the owners of said lots 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 vacated public alley herein above 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 or 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 nature whatsoever, (except necessary line fences) shall be built or placed upon said easement or any part thereof, so that said easement shall be forever of easy access for the purposes named above;

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

Provided, That by reason of the vacation of the above described alley the city of Detroit does not waive any rights to the lateral sewers located therein, and at all times shall have the right to enter the premises, if found necessary, on account of said sewer to alter, repair or service same.

Adopted as follows:

Yeas—Councilmen Castator, Comstock, McNamara, Oakman, Rogell, and the President—6.

Nays—None.

Department of Public Works

October 28, 1947.

To the Honorable, the Common Council:

Gentlemen—Your Committee of the Whole referred petition of Richman Ringler Building Co., et al (No. 5744), requesting the conversion into an easement of the public alleys in block bounded by Rosemont, Glastonbury, Curtis and Pickford Avenues, to the Department of Public Works for investigation and report.

The vacation of these alleys was previously approved and recommended by the City Plan Commission in their communication to your Honorable Body of July 29, 1947.

We wish to advise that all of our investigations have been completed.

Proper restrictions as to the use of the easement are incorporated into the vacating resolution to protect the City's interests in the lateral sewers located in above mentioned alleys.

All other city departments and private utility companies reported that they will be unaffected by the proposed change or that they have reached satisfactory agreements with the petitioners regarding their installations therein.

The conversion of these alleys into easements conforms with Common