

nor, Edgecomb, Garlick, Kronk, Miriani, Oakman, Smith and the President—9.
 Nays—None.

Department of Public Works
 February 2, 1949.

To the Honorable, the Common Council:

Gentlemen—Petition of Frank D. Fry et al (1723) requesting the conversion into an easement of the public alleys in block bounded by Meyers Road, Manor Avenue, Outer Drive and St. Martins Avenue, was referred to this department by your Committee of the Whole for investigation and report, and is returned herewith.

The vacation of this alley was previously approved and recommended by the City Plan Commission in their communication to your Honorable Body of July 15, 1948.

We wish to advise that all of our investigations have been completed. In reply to our inquiries, all 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 this alley into an easement conforms with Common Council resolution of November 13, 1945, J. C. C. Page 2230.

In view of the above, we recommend the adoption of the attached resolution.

Respectfully submitted,
 THOMAS C. HANSON,
 Commissioner.

By Councilman Comstock:

Resolved, That all of public alleys 18 and 20 feet wide, in block bounded by Meyers Road, Manor Avenue, Outer Drive and St. Martins Avenue, as platted in Bleinheim Forest Subdivision of part of N. 1/2 of the S. 1/2 of the S. E. 1/4 of Section 5, and the S. 1/2 of the N. 1/2 of the S. E. 1/4 of Section 5, T. 1 S., R. 11 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 55 of plats, Page 39, Wayne County Records, more particularly described as follows: All of north and south public alley 20 feet wide, lying east of and adjoining the east line of lots 171 to 183, both inclusive, east of and adjoining the east line of the north 20 feet of Outer Drive as platted in last mentioned subdivision, and as vacated by Common Council resolution of September 28, 1948, J. C. C. Page 2577, west of and adjoining the west line of lot 184, west of and adjoining the west line of lots 161 to 170, both inclusive, and west of and adjoining the west line of 18-foot east and west public alley hereinafter described; also all of east and west public alley, 18 feet wide, lying north of and ad-

joining the south line of lot 161, all lots being the same as platted in last mentioned subdivision.

Be and the same are hereby vacated as public alleys and converted into public easements, which easements shall be subject to the following conditions, covenants, uses, reservations and regulations which shall be observed by the owners of said lots and their heirs, executors and 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, hereinabove 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 buildings or structures of any nature whatsoever, (except necessary line fences) shall be built or placed upon said 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 the same shall not be opened for the passage of vehicles therein.

Adopted as follows:

Yeas—Councilmen Comstock, Connor, Edgecomb, Garlick, Kronk, Miriani, Oakman, Smith and the President—9.

Nays—None.

Department of Public Works
 January 31, 1949.

To the Honorable, the Common Council:

Gentlemen—Your Committee of the Whole referred petition of the Department of Parks & Recreation requesting the vacation of Stout Avenue, between Kendall Avenue and the alley north of Schoolcraft Avenue, to this department for investigation and report.

The vacation of said street was approved and recommended by the City Plan Commission in their communication to your Honorable Body of December 11, 1947.

Please be advised that all of our investigations have been completed. In reply to our inquiries all City departments (except the Department of Water Supply), and all private utility companies reported that they were unaffected by the vacation of

said street, or that they would remove their installations from said street at no expense to the City.

A right-of-way is reserved for the Department of Water Supply over the east 30 feet of the portion of Stout Avenue to be vacated to protect that department's interests in a water main located in Stout Avenue.

The property on both sides of Stout Avenue is used as a playground site, and the vacation of the street is required to connect the two parcels and eliminate dangerous conditions as a result of a street running between the playfield areas.

We recommend the adoption of the attached resolution.

Respectfully submitted,
THOS. C. HANSON,
Commissioner.

City Plan Commission

December 11, 1947.

To the Honorable, the Common Council:

Gentlemen—Under date of July 17, 1945 the City Plan Commission addressed a communication to your Honorable Body recommending the acquisition of land on both sides of Stout Avenue between the alley north of Schoolcraft and Kendall Avenues for playground purposes. It was also recommended that after the property was acquired that Stout Avenue be vacated in accordance with a plan which provided for the creation of a turn-around at the southerly end of the proposed playground site. Action taken by your Honorable Body resulted in the acquisition of the property, and the Department of Parks and Recreation has prepared plans for the development of the property.

In the development of the plan it was determined that the proposed turn-around would materially interfere with the use of the property, and the Parks and Recreation have requested this Commission to again study the necessity of providing a turn-around.

Studies have been made, and the Traffic Engineering Bureau has been conferred with, and as a result it has been concluded that the turn-around can be dispensed with without affecting the usability of the short section of Stout Avenue lying between the south line of the playground and Schoolcraft Avenue. This short section of the street is about 120 feet in length and serves as a means of access to the playground from the south, and also provides an outlet to the alleys east and west of Stout, which serve the business frontage on Schoolcraft Avenue.

It is therefore recommended that the provision for the turn-around be abandoned and that the necessary action be taken to vacate Stout Ave-

nue between Kendall Avenue and the alley north of Schoolcraft, as shown on the attached plan No. 600-331.

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

By Councilman Comstock:

Resolved, That all of Stout Avenue, 50 feet wide, between Kendall Avenue and the north lines of the alleys first northerly of Schoolcraft Avenue, be and the same is hereby vacated as a public street to become a part and parcel of the adjoining property subject to the following provisions, reservations and regulations:

(1) An easement or right-of-way is hereby reserved to the Department of Water Supply over the east 30 feet of said vacated Stout Avenue for the purpose of maintaining, repairing, removing or replacing the presently installed water main or its appurtenances;

(2) No buildings or structures of any nature whatsoever shall be built upon said right-of-way or any part thereof so that said right-of-way shall be forever of easy access for the purposes named above.

Adopted as follows:

Yeas—Councilmen Comstock, Connor, Edgecomb, Garlick, Kronk, Mirani, Oakman, Smith and the President—9.

Nays—None.

Department of Public Works

February 1, 1949.

To the Honorable, the Common Council:

Gentlemen—On August 24, 1948 Your Honorable Body authorized the Commissioner of Public Works to proceed with the letting of a contract for the construction of a lateral sewer in the blocks bounded by Archdale, Harlow, Vassar and Pembroke Avenues. A tentative assessment roll covering the cost of the sewer was prepared by the City Engineer and transmitted to the City Treasurer for collection of 25% of the amount as required by Ordinance. As of this date, after a period of more than 120 days from the time the bills were sent, only 7% of the total cost has been deposited. In the meantime, at the request of one of the property owners, the Department of Health investigated the condition and they state that it would be desirable to have a sewer constructed in the above named blocks in order to develop the territory.

It is therefore recommended that Your Honorable Body authorize the construction of a "Forced" lateral sewer and assess the cost against the abutting properties.

Respectfully submitted,
THOMAS C. HANSON,
Commissioner.