

Department of Public Works  
May 12, 1950.

To the Honorable, the Common Council:

Gentlemen—Your Committee of the Whole referred to this office for investigation and report the petition of the Detroit Edison Company requesting the vacation of the east-west alley in block bounded by Russell, Riopelle, Trombly Avenues and Lyman Place. The vacation of said alley was approved by the City Plan Commission in their communication to your Honorable Body of March 23, 1950.

Please be advised that all of our investigations are completed.

As per our directive, on May 12, 1950 the petitioners paid into the City Treasury the sum of \$46.22, Receipt No. 51995, credited to Public Works Maintenance Fund Code No. 143-6221-1, to reimburse the City of Detroit for the original cost of paving the south ½ of Riopelle Avenue between Trombly Avenue and Lyman Place.

On May 12, 1950 the petitioners also deposited with the Permit Division of the Department of Public Works the sum of \$228.45, Receipt No. 8743, said amount being the estimated cost of removing the paved return at the entrance to the alley to be vacated and the cost of reconstructing the curbing and sidewalks incidental to such removal.

Proper provisions are incorporated in the vacating resolution protecting the City's interests in the sewer located in the alley to be vacated.

In reply to our inquiries, all other City departments and privately owned utility companies reported that they will be unaffected by the vacation of said alley or that they have reached satisfactory agreements with the petitioners regarding their installations therein.

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

Respectfully submitted,  
CARL D. WARNER,  
Commissioner.

By Councilman Kronk:

Resolved, That all of east-west public alley in block bounded by Russell, Riopelle, Trombly and Lyman Place, as platted in Stocking's Subdivision of the south part of lot 17 on Sections 29 and 32, T. 1 S., R. 12 E., as recorded in Liber 8 of plats, Page 39, Wayne County Records, lying south of and adjoining the south line of lots 38 to 47, both inclusive, and north of and adjoining the north line of lots 52 to 61, both inclusive, of last mentioned subdivision;

Be and the same is hereby vacated as a public alley to become a part and parcel of the adjoining property subject to the following provisions:

1. Provided, That by reason of the vacation of the above described alley 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 upon the premises, if found necessary, on account of said sewer to repair, alter or service same; and further

2. Provided, That if a building is to be constructed over the above described alley, said sewer shall be replaced with cast-iron pipe of the same size, or it shall be encased in concrete, all costs incident thereto to be borne by the petitioners, their successors or assigns, or the sewer may be re-routed at petitioners expense, all work herein mentioned to be done under the supervision and inspection of the Department of Public Works; and further

3. Provided, That the petitioners or their assigns shall not build over said alley without first securing the approval of the City Engineer and the Department of Buildings and Safety Engineering.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Kronk, Oakman, Rogell, Smith, and the President—8.

Nays—None.

Department of Public Works

May 11, 1950.

To the Honorable, the Common Council:

Gentlemen—We are returning herewith the petition of L. A. Johnston (No. 130) requesting the vacation of the south 13 feet of Curtis Avenue, between Five Points Avenue and the alley easterly thereof, which petition was referred to this office by your Committee of the Whole for investigation and report. The vacation of said portion of street was approved by the City Plan Commission in their communication to your Honorable Body of March 31, 1950.

Please be advised that all of our investigations have been completed. In reply to our inquiries, all City departments and privately owned utility companies reported that they will be unaffected by the vacation of this street and have no objections thereto.

As the vacation of this 13-foot portion of street will leave a 60-foot street right-of-way, and the vacation will make Curtis Avenue of uniform width at that location, we recommend the adoption of the attached resolution vacating the 13-foot street.

Respectfully submitted,  
CARL D. WARNER,  
Commissioner.

By Councilman Kronk:

Resolved, That the south 13 feet of Curtis Avenue, 73 feet wide as now established, between the east line of