

July 11

Ordinances, we recommend the adoption of the attached resolution.

Respectfully submitted,

NEAL CUTLIFF,
Secretary

By Councilman Rogell:

The Common Council of the City of Detroit deems it necessary to construct or reconstruct cement or concrete sidewalks, crosswalks, or driveways, upon the descriptions of property heretofore described in the above set forth communications, therefore;

Resolved, That the Department of Public Works be and is hereby instructed to serve notices upon the owners or agents of the property heretofore described, to construct or reconstruct cement or concrete sidewalks, crosswalks, or driveways, and in default thereof by them the Department of Public Works proceed to construct or reconstruct such sidewalks, crosswalks or driveways.

Adopted as follows:

Yeas — Councilmen Beck, Connor, Garlick, Oakman, Rogell, Smith, and the President—7.

Nays—None.

Department of Public Works

June 23, 1950.

To the Honorable, the Common Council:

Gentlemen — The Department of Public Works recommends that the City Treasurer be directed to cancel sidewalk assessment against property described as the S. 15 ft. of Lot 494, in Homelands Sub. 22/343, in the amount of \$31.50, as shown on Roll 225-C-15, on the East side of Lindsay between St. Martins and Vassar, because E. G. Shy, owner, constructed sidewalk himself.

Respectfully submitted,

NEAL CUTLIFF,

Secretary.

By Councilman Rogell:

That on recommendation of the Department of Public Works, that the City Treasurer be and is hereby authorized to cancel sidewalk assessment above set forth in communication of the Secretary.

Adopted as follows:

Yeas — Councilmen Beck, Connor, Garlick, Oakman, Rogell, Smith, and the President—7.

Nays—None.

Department of Public Works

July 7, 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 Board of Education requesting the vacation of the alleys in the block bounded by Sunderland, Stahelin, St.

Martins and Pembroke Avenues to permit the construction of an addition to the Pitcher School. The vacation of said alleys was approved by the City Plan Commission in their communication to your Honorable Body of June 2, 1950.

Please be advised that all of our investigations have been completed.

In reply to our inquiries all City departments, except the Department of Public Works, and all privately owned utility companies reported that they will be unaffected by the vacation of these alleys.

Proper provisions are incorporated in the vacating resolution protecting the City's interests in the sewer located in the alleys to be vacated. The inclusion of the provisos in the resolution satisfies the requirements of the Department of Public Works.

We recommend the adoption of the attached resolution.

Respectfully submitted,

CARL D. WARNER,

Commissioner.

By Councilman Rogell:

Resolved, That all of the public alleys in block bounded by Sunderland, Stahelin, St. Martins and Pembroke Avenues as platted in Southlawn Grove Subdivision of the N. ½ of the N. ½ of the S.E. ¼, Section 2, T. 1 S., R. 10 E., as recorded in Liber 53 of plats, Page 41, Wayne County Records, more particularly described as follows:

All of north-south alley, 18 feet wide, lying west of and adjoining the west line of lots 197 to 207, both inclusive and east of and adjoining the east line of lots 208 to 218, both inclusive, all lots being the same as platted in last mentioned subdivision;

Also, all of east-west alley, 20 feet wide, lying south of and adjoining the south line of lots 1 to 5, both inclusive, and north of and adjoining the north line of lots 197 and 218, and north of and adjoining the north line of 18 feet north-south alley, hereinabove described, all lots being the same as platted in last mentioned subdivision.

Be and the same are hereby vacated as public alleys 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 alleys, the City of Detroit does not waive any rights to the 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 said sewer, the sewer shall be replaced with cast iron pipe of the same size, rerouted or encased in six inches of Class "A" concrete, or, in lieu of the above, such

work shall be done as will be specified by the City Engineer, all of the work mentioned to be done under the supervision and inspection of the Department of Public Works and all costs entailed to be borne by the petitioners, their heirs or assigns, and further

3. Provided, That no buildings shall be constructed over said sewer without the prior approval of such building construction by the City Engineer and the Department of Buildings and Safety Engineering.

Adopted as follows:

Yeas — Councilmen Beck, Connor, Garlick, Oakman, Rogell, Smith, and the President—7.

Nays—None.

Department of Public Works

July 10, 1950.

To the Honorable, the Common Council:

Gentlemen—The petition of the Pfeiffer Brewing Company and Wheelock White Realty Company (2093), requesting the vacation of Pulford Avenue between Beaufait and Bellevue Avenues, was referred to this office by your Committee of the Whole for investigation and report. The vacation of said street was approved by the City Plan Commission in their communication to your Honorable Body of June 29, 1950.

Please be advised that all of our investigations have been completed.

On July 10, 1950, the petitioners deposited with the City Treasurer the sum of \$109.00, Receipt No. 698, credited to Public Lighting Commission's Revenue Account No. 123-9400, said amount being the estimated cost of removing P.L.C. pole and wires, necessitated by the vacation of said street.

On July 10, 1950, the petitioners paid into the City Treasury the sum of \$275.70, Receipt No. 697, credited to Public Works Maintenance Fund Code No. 143-6221-1, to reimburse the City for the original cost of paving the east ½ of Beaufait Avenue and the west ½ of Bellevue Avenue, at the intersection of Pulford Avenue.

The petitioners have requested that the paved returns at the entrance to Pulford Avenue remain in their present status as they may utilize same and, by letter, filed with the original petition, have agreed to pay all costs incident to the removal of the returns and the construction of new curbing and sidewalks, at such time in the future as it may become necessary to remove the returns, either at the City's or the petitioners request.

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

All other City departments and privately owned utility companies re-

ported that they will be unaffected by the vacation of the street 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 Rogell:

Resolved, That all of Pulford Avenue, 60 feet wide, between Beaufait and Bellevue Avenues, as platted in Fischer & Bernart's Subdivision of the south ½ of lot 1, Beaufait Farm, P. C. 19, as recorded in Liber 9 of plats, Page 73, Wayne County Records, and in Alex T. Fisher's Subdivision of lots 1 and 2 of the subdivision of lots 2 and 3 back concession of the Beaufait Farm, as recorded in Liber 11 of plats, Page 8, Wayne County Records, lying between the north line of lot 13 and the south line of lot 14 of last mentioned subdivision, and between the north line of lot 17 and the south line of lot 16 of above mentioned Fischer & Bernart's Subdivision.

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:

1. Provided, That by reason of the vacation of the above described street the City of Detroit does not waive any rights to the 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 said sewer, the sewer shall be replaced with cast iron pipe of the same size, rerouted or encased in six inches of Class "A" concrete, or, in lieu of the above, such work shall be done as will be specified by the City Engineer, all of the work mentioned to be done under the supervision and inspection of the Department of Public Works and all costs entailed to be borne by the petitioners, their successors or assigns, and further

3. Provided, That no buildings shall be constructed over said sewer without the prior approval of such building construction by the City Engineer and the Department of Buildings and Safety Engineering.

4. Provided, That an easement or right of way is hereby reserved over said vacated street above described for the purpose of installing, maintaining, repairing, removing or replacing any sewer, conduit, telephone, telegraph, electric light or other poles, wires or things usually placed or installed in a public street in the City