

Department of Public Works

March 26, 1951.

Honorable Common Council:

Gentlemen—We return herewith General Orders and Petitions, requesting the forced construction of sidewalks at the following described properties:

Mr. Hammarskjole, G. O. No. 34478. Lots 1, 2, and 3, rear on Esper only, N.S. Joy Rd. bet. Indiana and Esper, 141.19 lineal feet.

Lots 84, 85, and 86, rear on Esper only, E.S. Wyoming bet. Joy Rd. and Dawes, 141.77 lineal feet.

G. O. 34631 P. Savage, Et al (5449). Lot 306, Side on Pembroke only, W. S. Mansfield bet. Trojan and Pembroke, 108.94 lineal feet.

Lot 305, Side on Pembroke only, E.S. St. Marys bet. Pembroke and Trojan, 108.32 lineal feet.

Lots 206 and 207, Side on Pembroke only, W.S. St. Marys bet. Trojan and Pembroke, 246.01 lineal feet.

Lot 103, Side on Pembroke only, W. S. Murray Hill bet. Trojan and Pembroke, 118 lineal feet.

Lot 102, Side on Pembroke only, E. S. Asbury Park bet. Pembroke and Trojan, 118.01 lineal feet.

G. O. 34633, Winship Parent Teacher Assn. (5451).

Lot 1, Side on Curtis only, E. S. Marlowe bet. Thatcher and Curtis, 132.60 lineal feet.

Lot 26, Side on Curtis only, W. S. Hubbell bet. Curtis and Thatcher, 130.02 lineal feet.

There is approximately 1,224.96 lineal feet of concrete sidewalks to be constructed; the approximate cost of this new local improvement would be \$2,638.90, the cost and expense to be assessed against the lots or parcels of real estate to be benefitted by such local improvement, in proportion to the probable benefit to be derived therefrom.

As these are original sidewalks and can only be ordered constructed by a formal resolution as a forced account under the provisions of Chapter 264, as amended May 3, 1949, of the Compiled Ordinances, we recommend the adoption of the attached resolution.

Respectfully submitted,

NEAL CUTLIFF,  
Secretary.

By Councilman Beck:

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, 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, Rogell, Smith, Van Antwerp and the President Pro Tem—6.  
Nays—None.

Department of Public Works

March 21, 1951.

Honorable Common Council:

Gentlemen—Your Committee of the Whole referred to this office for investigation and report the petition of Robert C. Schiele, et al (No. 1067), requesting the conversion of an easement of the "L" shaped alley south of Vassar Avenue between Lindsay and Gilchrist Avenues. As the east-west portion of the alley lies adjacent to the Wilford L. Coffey School site, the City Plan Commission recommended the conversion of the north-south alley into an easement and an outright vacation of the east-west alley.

We wish to advise that our investigations are completed.

The Board of Education requested that the paved return at the entrance to the alley to be vacated remain in its present status as they intend to use it and have agreed to pay the cost of the removal of said return at such time as the removal is requested by them.

Proper provisions are incorporated in the vacating resolution protecting the City's interests in the sewer located in the alleys. This satisfies the requirements of the sewer division of the Department of Public Works.

All other city departments and privately owned utility companies reported that they will be unaffected by the proposed changes.

We recommend the adoption of the attached resolution.

Respectfully submitted,

GLENN C. RICHARDS,  
Acting Commissioner.

By Councilman Connor:

Resolved, That all that part of north-south public alley, 16 feet wide, south of Vassar Avenue, between Lindsay and Gilchrist Avenues, as platted in Homelands Sub. of the E. ½ of the S.W. ¼ and the S.W. ¼ of S.W. ¼ of Sec. 1, T. 1 S., R. 10 E., as recorded in Liber 35 of plats, Page 12, Wayne County Records, lying east of and adjoining the east line of lots 512 to 516, both inclusive, east of and adjoining the east line of the north 18 ft. of lot 517, west of and adjoining the west line of lots 590 to 594, both inclusive, and west of and adjoining the west line of the north 18 ft. of lot 589, all lots mentioned be-

ing the same as platted in last mentioned subn., be and the same is hereby vacated as a public alley and is hereby converted into a public easement, which easement shall be subject to the following agreements, covenants, uses, reservations, and regulations, which shall be observed by the owners of the lots abutting on said alley 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, 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 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 buildings 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 that the owners of such easement may prohibit the passage of vehicles therein;

Fourth, that if at any time in the future the owners of any lots abutting on said easement shall request the removal and/or relocation of any existing poles or other utilities in the easement, such owners upon whose property the poles or other utilities are located, shall pay all costs incidental to such removal and/or relocation, unless such charges are waived by the utility owners, and further,

Resolved, That all of east-west public alley, 18 feet wide, south of Vas-sar Avenue, between Lindsay and Gilchrist Avenue, which alley was deeded to the City of Detroit by the Board of Education and which alley is in fact the north 18 feet of lot 589 of said Homelands Subn., be and the same is hereby vacated as a public alley to become a part and parcel of the adjoining lot.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Rogell, Smith, Van Antwerp and the President Pro Tem—6.

Nays—None.

**Department of Public Works**

March 26, 1951.

Honorable Common Council:  
Gentlemen—The Department of Public Works recommends the can-

cellation of the following sidewalk assessment, because of incorrect property description:

Roll 235-C-13, Lot 55, E.S. Seyburn bet. Mack and Sylvester, Cancel \$15.81; to be reassessed against lot 54.

Respectfully submitted,

NEAL CUTLIFF, Secretary.

By Councilman Connor:

Resolved, 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, Rogell, Smith, Van Antwerp and the President Pro Tem—6.

Nays—None.

**Department of Public Works**

March 22, 1951.

Honorable Common Council:

Gentlemen—The low bids for lateral sewer 6676 (Contract PW-1416), lateral sewer 6702 (Contract PW-1417), and lateral sewer 6717 (Contract PW-1418) have been accepted by your Honorable Body.

The costs of these sewers have been assessed against the abutting properties as set forth in lateral sewer assessment rolls B-77, B-78, and B-79. A notice of the completion of these rolls was published in The Detroit Legal News on March 12, 1951, as prescribed by ordinance. No protests have been received against these rolls, and we, therefore, recommend that your Honorable Body confirm same.

Respectfully submitted,

GLENN C. RICHARDS,

Acting Commissioner.

By Councilman Rogell:

Resolved, That lateral assessment rolls B-77 in the amount of \$1,800, B-78 in the amount of \$29,650, and B-79 in the amount of \$2,934 for defraying the cost of constructing lateral sewer 6676 (Contract PW-1416), lateral sewer 6702 (Contract PW-1417), and lateral sewer 6717 (Contract PW-1418) be and the same are hereby approved and confirmed.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Rogell, Smith, Van Antwerp and the President Pro Tem—6.

Nays—None.

**Reconsideration**

Councilman Smith moved to reconsider the vote by which the resolution was adopted.

Councilman Rogell moved to suspend Rule 23 for the purpose of indefinitely postponing the motion to reconsider, which motion prevailed as follows:

Yeas—Councilmen Beck, Connor, Rogell, Smith, Van Antwerp and the President Pro Tem—6.

Nays—None.