

PW-1492—Ryan Road-Luce to 7 Mile Road, Louis Garavaglia. Respectfully submitted,
CARL D. WARNER,
 Commissioner.

By Councilman Garlick:
 Resolved, That contracts as listed in the foregoing communication be and the same are hereby confirmed. Adopted as follows:
 Yeas—Councilmen Connor, Garlick, Oakman, Smith, Van Antwerp, and the President Pro Tem—6.
 Nays—None.

Reconsideration

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

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

Yeas—Councilmen Connor, Garlick, Oakman, Smith, Van Antwerp, and the President Pro Tem—6.
 Nays—None.

Councilman Van Antwerp then moved that the motion to reconsider be indefinitely postponed, which motion prevailed.
 The regular order was resumed.

Department of Public Works

March 20, 1952.

Honorable Common Council:
 Gentlemen—The petitions of Joseph E. Murphy, et al (No. 8321), H. C. Timmins, et al (No. 7911), McNichols Construction Company, et al (No. 7989), Lloyd R. Johnson, et al (No. 8320), Joe Romeo, et al (No. 180), Mearl M. Deremer, et al (No. 260), Louis G. Palmer, et al (No. 391), Dean F. Ingles, et al (No. 7391), M. L. Davis, et al (No. 8086), requesting the conversion into easements of the alleys at the various locations described in the attached resolution, were referred to this office by your Committee of the Whole for investigation and report and are returned herewith.

The conversion of said alleys into easements was approved by the City Plan Commission at an earlier date.

We wish to advise that our investigations are completed. In reply to our inquiries, all City departments and privately owned utility companies reported that they will be unaffected by the changes or that they have no objection to the conversion of the alleys into easements provided that proper provisions are incorporated into the vacating resolution protecting their interests in the installations located in the alleys.

We recommend the adoption of the attached resolution.

Respectfully submitted,

CARL D. WARNER,
 Commissioner.

By Councilman Garlick:

Resolved, That all that part of east-west public alley south of Outer Drive and west of Ardmore Avenue, as platted in Marygrove-Outer Drive Park Subdivision as recorded in Liber 55 of plats, Page 58, Wayne County Records, lying north of and adjoining the north line of lot 461 of last mentioned subdivision, (Petition No. 8321);

Also, all of north-south public alley, 20 feet wide, in block bounded by Hubbell, Strathmoor, Thatcher and Curtis Avenues, as platted in Marygrove-Outer Drive Park Subdivision as recorded in Liber 55 of plats, Page 58, Wayne County Records, lying east of and adjoining the east line of lots 1 to 27, both inclusive, and west of and adjoining the west line of lots 148 to 159, both inclusive, and west of and adjoining the west line of the 20 foot east-west alley, hereinafter described; Also, all of east-west public alley south of Curtis Avenue, west of Strathmoor Avenue, as platted in said Marygrove-Outer Drive Park Subdivision, lying north of and adjoining the north line of lot 158 and south of and adjoining the south line of lots 159 to 163, both inclusive, of last mentioned subdivision, (Petition No. 7911);

Also, all of north-south public alley, 18 feet wide, in block bounded by Prest, Oxley and Chippewa Avenues, as platted in San Bernardo Park No. 3 Subdivision as recorded in Liber 55 of plats, Page 23, Wayne County Records, lying east of and adjoining the east line of lots 1207 and 1208 and west of and adjoining the west line of lots 1210, 1211 and 1212 of last mentioned subdivision; Also, all of east-west public alley, 18 feet wide, in block bounded by Prest, Oxley and Chippewa Avenues, as platted in said San Bernardo Park No. 3 Subdivision, lying north of and adjoining the north line of lot 1209 and south of and adjoining the south line of lots 1208 and 1210, and south of and adjoining the south line of the 18 foot north-south public alley, hereinabove described, (Petition No. 7989);

Also, all of north-south public alley, 20 feet wide, in block bounded by Lahser, Greydale, St. Martins and Pembroke Avenues, as platted in Palmeadow Subdivision No. 1 as recorded in Liber 62 of plats, Page 53, Wayne County Records, and in Palmeadow Subdivision No. 2 as recorded in Liber 62 of plats, Page 54, Wayne County Records, lying east of and adjoining the east line of lots 164 to 174, both inclusive, of said Palmeadow Subdivision No. 1, east of and adjoining the east line of lots 175 to 192, both inclusive, of said Palmeadows Subdivision No. 2, west of and adjoining the west line of lots 238 to 246, both inclusive, of

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last mentioned subdivision, west of and adjoining the west line of lots 1, 2 and 163 of said Palmeadow Subdivision No. 1 and west of and adjoining the west line of the 20 foot east-west public easement lying between lots 2 and 163. (Petition No. 8320);

Also, all of north-south public alley, 18 feet wide, in block bounded by Rosemont, Ashton, Hessel and Eight Mile Road, as platted in Southfield Gate Subdivision as recorded in Liber 63 of plats, Page 60, Wayne County Records, lying east of and adjoining the east line of lots 146 to 155, both inclusive, and west of and adjoining the west line of lots 186 to 195, both inclusive, of last mentioned subdivision. (Petition No. 180);

Also, all that part of east-west public alley, 20 feet wide, north of Pembroke Avenue and east of Westbrook Avenue, as platted in Palmeadows Subdivision No. 1 as recorded in Liber 62 of plats, Page 53, Wayne County Records, lying south of and adjoining the south line of lot 66 of last mentioned subdivision. (Petition No. 260);

Also, all of north-south public alley, 18 feet wide, in block bounded by Greendale, Burgess, Pembroke and Fargo Avenues, as platted in Lahser Avenue Super Subdivision as recorded Liber 53 of plats, Page 53, Wayne County Records, lying east of and adjoining the east line of lots 162 to 171, both inclusive, and west of and adjoining the west line of lots 185 to 194, both inclusive, of last mentioned subdivision. (Petition No. 391);

Also, all that part of east-west public alley, 18 feet wide, south of Lyndon Avenue and west of Westbrook Avenue, as platted in B. E. Taylor's Brightmoor Johnson Subdivision as recorded in Liber 46 of plats, Page 41, Wayne County Records, lying north of and adjoining the north line of lot 459 of last mentioned subdivision. (Petition No. 7391);

Also, all of north-south public alley, 18 feet wide, south of Clarita Avenue, between Plainview and Westmoreland Avenues, as platted in C. W. Harrah's Northwestern Subdivision as recorded in Liber 47 of plats, Page 54, Wayne County Records, lying east of and adjoining the east line of lots 157 to 168, both inclusive, and west of and adjoining the west line of lots 169 to 180, both inclusive, of last mentioned subdivision. (Petition No. 8086);

Be and the same are vacated as public alleys and are hereby converted into public easements of the full width of the alleys, which easements shall be subject to the following covenants, agreements, uses, reservations and regulations which shall be observed by the owners of the lots abutting on said alleys, 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 alleys, 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 of 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 easements, unless permission therefor is obtained from the City Engineer;

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

Adopted as follows:

Yeas—Councilmen Connor, Garlick, Oakman, Smith, Van Antwerp, and the President Pro Tem—6.

Nays—None.

Department of Public Works

March 24, 1952.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of Philip Langwald et al (No. 7218), requesting the vacation of a portion of the alley south of Puritan Avenue between Baylis and Inverness Avenues. The vacation of said alley and the conversion of same into an easement was approved by the City Plan Commission and the petition was referred to this office by your Committee of the Whole for investigation and report.

We wish to advise that our investigations are completed.

As per our directive, on March 24, 1952 the petitioner paid into the City Treasury the sum of \$95.65. Receipt No. 51873, 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 Puritan Avenue at the intersection of the alley to be vacated.

The petitioner also deposited with the Permit Division of the Department of Public Works the sum of \$250.00, receipt No. 32973, said amount being the estimated cost of removing

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the paved return at the entrance to the alley to be vacated and constructing new curbing thereat.

In reply to our inquiries all other City departments and privately owned utility companies reported that they have no objection to the conversion of said alley into an easement.

We recommend the adoption of the attached resolution.

Respectfully submitted,
CARL D. WARNER, Commissioner.

By Councilman Garlick:

Resolved, That all that part of north-south public alley, 9 ft. wide, south of Puritan Ave., between Baylis and Inverness Aves., as platted in Adam R. Raupp Subdivision as recorded in Liber 28 of plats, Page 69, Wayne County Records, lying west of and adjoining the west line of lots 1, 2 and the north 27 ft. of lot 3 of last mentioned subdivision be and the same is vacated as a public alley and is hereby converted into a public easement of the full width of the alley, which easement shall be subject to the following covenants, agreements, 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, unless permission therefor is obtained from the City Engineer.

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

Adopted as follows:

Yeas—Councilmen Connor, Garlick, Oakman, Smith, Van Antwerp, and the President Pro Tem—6.

Nays—None.

Department of Public Works

March 21, 1952.

Honorable Common Council:

Gentlemen—We return herewith petitions, general orders and complaints, requesting the forced construction of sidewalks at the following described parcels of properties:

G. O. NO. 41548

Mrs. Callyer

Lot 122, W.S. Greenview bet. Paul and Dayton, 40 lineal feet.

G. O. NO. 41569

Emmanuel P. Vella (836)

Lot 65, S.S. Plymouth bet. Penrod and Rosemont, Side on Rosemont only, 103 lineal feet.

N. 25 ft. of Lot 331 and Lot 337, W.S. Rosemont bet. Plymouth and Elmira, 65 lineal feet.

Complaint—Sidney D. Young

E. 17.63 ft. on S. line bg. E. 15.96 ft. on N. line of Lot 128 and S. 1/2 of Vac. Alley in rear, N.S. Lawrence bet. 14th and LaSalle, Side on LaSalle plus part of Vac. Alley, 135.44 lineal feet.

B.I.C. NO. 13443—Mrs. J.

Strozewski

Lot 37, E.S. Van Dyke bet. Milbank and Savage, Side on Milbank only, 92.62 lineal feet.

S. 12 ft. of Lots 39 and 38, W.S. Bramford bet. Savage and Milbank, Side on Milbank only, 108 lineal feet.

G. O. NO. 41489

Outer Van Dyke Home Owners

Assn. (786)

All th. pt. lyg. E. of and adj. Outer Dr., E. as wd. of E. 1/2 of S.W. 1/4, exc. N. 330 ft. of Sec. 3, T. 1 S., R. 12 E., E.S. E. Outer Dr. bet. Lappin and Conner, 550 lineal feet.

There is approximately 1,094.06 lineal feet of concrete sidewalks to be constructed; the approximate cost of this new local improvement would be \$2,363.17, 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 following resolution.

Respectfully submitted,

NEAL CUTLIFF, Secretary.

By Councilman Garlick:

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 in-