

By Councilman Beck:

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

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Kronk, Oakman, Rogell, Smith, Van Antwerp, and the President—9.

Nays—None.

#### Department of Public Works

January 18, 1952.

Honorable Common Council:

Gentlemen—The Department of Public Works recommends the cancellation of sidewalk assessments listed below, because no sidewalks were constructed abutting the following described lots:

Roll 263-C-2, Lot 209, Cancel \$88.80.

Roll 263-C-3, Lot 425, Cancel \$77.70.

E.S. Asbury Park bet. Whitlock and Warren.

Summary Roll 263-C—\$166.50.

Respectfully submitted,

NEAL CUTLIEF,  
Secretary.

By Councilman Beck:

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

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Kronk, Oakman, Rogell, Smith, Van Antwerp, and the President—9.

Nays—None.

#### Department of Public Works

January 14, 1952.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of the Gargaro Equipment Company( No. 5430), requesting the vacation of the east-west public alley north of Seven Mile Road between Winthrop and Greenfield Avenue, in connection with their petition for the rezoning of certain land. The vacation of said alley was approved by the City Plan Commission with the recommendation that the petitioners dedicate a new alley outlet in lieu of the alley to be vacated. The petition was then referred to this office for investigation and report.

We wish to advise that our investigations are completed.

As per our directive on January 11, 1952, the petitioners paid into the City Treasury the sum of \$312.00. Receipt No. 44030, credited to Police Department Fund Code No. 118-9440-1, said amount being the estimated cost of rerouting said department's telegraph circuits.

On January 11, 1952, the petitioners also paid into the City Treasury the sum of \$111.48, Receipt No. 44031, Fund Code No. 143-6221-1, to reimburse the City of Detroit for the original cost of paving the east ½ of Winthrop Avenue at the intersection of the alley to be vacated.

The petitioners deposited with the Permit Division of the Department of Public Works the sum of \$1,100.00, Receipt No. 31661, said amount being the estimated cost of removing the paved return at the entrance to the vacated alley, constructing new curbing, and improving the newly deeded alley.

A proper provision is incorporated in the vacating resolution protecting the City's interests in the sewer located in the alley to be vacated.

All other City departments and privately owned utility companies reported that they will be unaffected by the changes or that they have reached satisfactory agreements with the petitioners regarding their installations in the alley.

We are in receipt of a Warranty Deed to land to be used for alley purposes in accordance with City Plan Commission's recommendation. Said deed was approved as to form and execution by the Corporation Counsel and as to description by the City Engineer and it is attached hereto for your Honorable Body's acceptance.

We recommend the adoption of the attached resolution.

Respectfully submitted,  
CARL D. WARNER,  
Commissioner.

By Councilman Beck:

Resolved, That all of east-west public alley, 16 feet wide, north of Seven Mile Road, between Winthrop and Greenfield Avenues, as platted in Longview, being a subdivision of the W. ½ of the S.E. ¼ and S. 26 2/3 acres of E. ½ of S.E. ¼ of Section 1, T. 1 S., R. 10 E., as recorded in Liber 43 of plats, Page 81, Wayne County Records, lying north of and adjoining the north line of Lots 777 to 786, both inclusive, north of and adjoining the north line of the west 6 feet of Lot 787, south of and adjoining the south line of Lots 776 and the west 80 feet of Lot 788, south of and adjoining the south line of the 16 foot north-south public alley between Lots 776 and 788, 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 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 further,

Resolved, That Warranty Deed of Gargaro Equipment Company, a Michigan Co-partnership, to the City of Detroit, deeding land for alley purposes, said land being described as:

"The south twenty (20) feet of Lot 776 of Longview, being a subdivision of the W. 1/2 of the S.E. 1/4 and S. 26 2/3 acres of E. 1/2 of S.E. 1/4 of Section 1, T. 1 S., R. 10 E., as recorded in Liber 43 of Plats, Page 81, Wayne County Records; also a triangular portion of the north 16 feet of Lot 776 of said Longview Subdivision described as follows: Beginning at a point in the east line of said Lot 776 said point being distant 6 feet southerly of the northeast corner of Lot 776, thence southerly along the east line of lot 776, a distance of 10 feet to a point; thence westerly along a line parallel to the north line of Lot 776, a distance of 10 feet to a point; thence northeasterly on a diagonal line, a distance of 14.14 feet to the Point of beginning."

be and the same is hereby accepted and the City Controller be and he is hereby directed to record said deed in the office of the Register of Deeds for Wayne County., and further

Resolved, That the Dept. of Public Works be and it is hereby authorized and directed to order the paving of the alley herein dedicated, under the forced paving clause of the City Charter, assessing the cost of same against the Seven Mile Road frontage.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Kronk, Oakman, Rogell, Smith, Van Antwerp, and the President—9.

Nays—None.

**Department of Public Works**

January 11, 1952.

Honorable Common Council:

Gentlemen—Your Honorable Body, acting on the petitions of the property owners, authorized the preparation of plans and tentative assessment rolls for Lateral Sewer Nos. 6670 (Common

Council Resolution of 7-25-50), 6741 (Common Council Resolutions of 4-24-51), and 6752 (Common Council Resolution of 6-19-51). The tentative rolls have been transmitted to the City Treasurer for collection of 25 per cent of the cost, as required by ordinance.

The City Treasurer advises us that as of January 4, 1952, only partial deposits have been made on Lateral Sewer Nos. 6741 and 6752, and none on Lateral Sewer No. 6670. The 60-day limit of time required by ordinance has long been expired. We, therefore, recommend that your Honorable Body rescind the resolutions above mentioned.

It is also recommended that your Honorable Body authorize the City Treasurer to refund the deposits which have been made.

Respectfully submitted,  
CARL D. WARNER,  
Commissioner.

By Councilman Rogell:

Resolved, The resolution of 7-25-50, 4-24-51, and 6-19-51, authorizing the Commissioner of Public Works to proceed with construction of Lateral Sewer Nos. 6670, 6741, and 6752, be and hereby are rescinded; and be it further

Resolved, That the City Treasurer is hereby authorized and directed to refund the deposits which have been made by some of the property owners.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Kronk, Oakman, Rogell, Smith, Van Antwerp, and the President—9.

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 Beck, Connor, Garlick, Kronk, Oakman, Rogell, Smith, Van Antwerp, and the President—9.

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**

January 14, 1952.

Honorable Common Council:

Gentlemen—Submitted herewith for confirmation are contracts entered into as authorized and directed by your formal proceedings dated below:

BH-19C(FO)—Elevator No. 8, Receiving Hospital Unit "D", Otis Elevator Co., Authorized 9-25-51.

BH-19C(O)—Elevator Nos. 6 and 7,