

plats, Wayne County Records, 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. An easement or right-of-way is hereby reserved for the Department of Water Supply in and over said vacated part of Waterloo Avenue for the purpose of maintaining, repairing, removing, replacing or installing a water main or other water main appurtenances, and

2. No buildings or other structures of any nature whatsoever shall be built upon said vacated street or any part thereof unless prior approval therefor is obtained from the Department of Water Supply.

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

Nays—None.

Department of Public Works
May 29, 1953.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of the Grand Field Development Company, No. 3623, requesting the vacation of a portion of Greenfield Avenue, north of Birch Avenue, and the alleys north of Birch Avenue, and east of Greenfield Avenue. The Wayne County Road Commission relinquished its jurisdiction over the portion of Greenfield Avenue herein requested to be vacated. The vacation of said portion of street and alleys 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. They disclose the existence of a lateral sewer in the alleys to be vacated. A proper provision is incorporated into the vacating resolution protecting the City's interests in the sewer.

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 portion of street and said alleys, or that they have reached a satisfactory agreement with the petitioner regarding their installations therein.

We recommend the adoption of the attached resolution.

Respectfully submitted,
CARL D. WARNER, Commissioner.

By Councilman Rogell:

Resolved, That all that part of Greenfield Avenue, north of Birch Avenue as platted in Keibler's Schoolcraft Subdivision of part of the S.W. ¼ of Section 19, T. 1 S., R. 11 E., as recorded in Liber 60, Page 26 of plats, Wayne County Records, described as beginning at a monument on the east line of Greenfield Avenue,

120 feet wide as now established, distant N. 1d44m10s W., 742.42 ft. measured along the west line of said Section 19 and N. 87d33m40s E., 42.50 ft. measured along the north line of the aforesaid subdivision from the southwest corner of said Section 19; thence proceeding from said point of beginning along the line north line of said subdivision, N. 87d33m40s E., 17.55 ft.; thence along the front line of lots 1, 2, 3, 4, and 5 of said subdivision, S. 1d44m53s E., 113.48 ft.; thence along the north line of Birch Avenue, 60 ft. wide as dedicated in said subdivision, S. 87d36m50s W., 14.63 ft.; thence along the east line of Greenfield Avenue, 120 ft. wide as now established, N. 3d13m19s W., 113.47 ft. to the point of beginning; Also, all of north-south public alley, 20 ft. wide, north of Birch Avenue and east of Greenfield Avenue, as platted in Keibler's Schoolcraft Subdivision, heretofore mentioned, lying east of and adjoining the east line of lots 1 to 5, both inclusive, west of and adjoining the west line of lot 48 and west of and adjoining the west line of the alley lying north of and adjoining said lot 48; Also, all of east-west alley, 13.50 ft. wide, north of Birch Avenue and east of Greenfield Avenue, as platted in said Keibler's Subdivision, lying north of and adjoining the north line of lots 48, 49, 50 and 51 of last mentioned subdivision; be and the same are hereby vacated as public street and alleys to become a part and parcel of the adjoining property, said alleys, however, being vacated 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 sewers 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 sewers, the sewers shall be replaced with cast iron pipe of the same size, rerouted or encased in 6 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 sewers without the prior approval of such building construction by the City Engineer.

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

Nays—None.