

Gentlemen—There is returned herewith the petition of George Cronovich, et al (No. 5707) requesting the conversion of the north/south alley in the block bounded by Penrod, West Chicago, Rosemont and Westfield into an easement for public utilities.

Our investigation discloses that the above described petition does not contain the signatures of 100% of the abutting property owners but it does have the consent of more than two-thirds of the owners involved on the section of the alley proposed to be closed. Our investigation further discloses:

1. The alley does not serve as a means of ingress and egress to any of the garages abutting the portion of the north/south alley proposed to be closed.

2. The alley is not paved and apparently is used only for waste collections that could be made from the street.

3. Public utilities located in the alley can be properly serviced if it is converted into an easement.

The City Plan Commission believes that the closing of this north/south alley would be beneficial to the City as well as the property owners involved and, therefore, that the petition be referred to the Corporation Counsel for processing through Circuit Court in accordance with the provisions of the State Plat Act as amended in 1953.

Respectfully submitted,
CHARLES A. BLESSING.
Director.

By Councilman Van Antwerp:

Whereas, The Common Council has received the following petitions, praying that the alleys described therein be vacated, provided a public easement for public utility purposes be retained:

5707—alley between Penrod, West Chicago, Rosemont and Westfield.

And Whereas, the above petition was signed by more than 2/3 of the property owners, whose property abuts on the alley in question; and

Whereas, the above alley does not serve as means of ingress or egress to any of the garages on the abutting property; and

Whereas, The above alley is unpaved and is only used for waste collections which could be made from the street; and

Whereas, The Common Council recognizes that alleys are all too frequently places of accumulated filth and dirt, are rodent infested, and are often places of concealment for criminals, all to the detriment of the public peace, health, safety and welfare of the people of the City of Detroit; now, therefore, be it

Resolved, That the Common Council considers it necessary, in the interests of the peace, health, safety and welfare of the citizens of the City of Detroit that the alley described above be vacated; and be it further

Resolved, That the Corporation

Counsel be and he is hereby directed to institute proceedings in the Circuit Court for the County of Wayne, State of Michigan, petitioning the court to order the alley described above vacated; and be it further

Resolved, That the Corporation Counsel is directed to petition the court to include in the order vacating the above described alley provision for retention of a public easement the width of the present alley, for the purpose of all public utilities now situated or which may hereafter be installed or placed in such vacated alley, with the right of ingress and egress thereto for the purpose of installation, construction, operation and maintenance of such utilities.

Adopted as follows:

Yeas—Councilmen Beck, Brickley, Connor, Patrick, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Carey—9.

Nays—None.

City Plan Commission

November 8, 1963.

Honorable Common Council:

Gentlemen—There is returned herewith two petitions of the Great Lakes Bowling Corp., et al. Petition No. 429 requests the vacation of Norfolk Avenue west of Audrey Avenue and petition No. 3524 requests that the north 40 feet of the 60 foot Norfolk right-of-way, at the same location, be converted into an easement for public utilities.

Investigation discloses that there are water mains and a sewer located in this section of Norfolk Avenue and the City's interest in these utilities should be protected and this can be accomplished by the proper provisions being incorporated into the vacating resolution. It is further disclosed, that the land for this street was dedicated by the Department of Parks and Recreation from the William Comstock Playfield and they have joined in the request. If the street is vacated the land would revert to the City of Detroit. It could then be sold to the two abutting property owners to the north, the Great Lakes Bowling Corporation and Samuel J. Berghoff.

The Department of Parks and Recreation has approved this proposal in principal subject to the filing of new petitions indicating acceptance of the above. This has been done. The Department of Streets and Traffic and other interested city departments have also been contacted and there are no objections to the proposal.

In view of the fact that Norfolk Avenue dead-ends approximately 330 feet west of the west line of Audrey Avenue, and serves no useful public purpose, it is recommended that the street be vacated subject to the City's interests in the utilities located in the right-of-way being protected by the proper provision being incorporated into the vacating resolution. It is further recommended that the City Controller be authorized and directed

to issue deeds, in accordance with the abutting ownership, for the north 40 feet of the 60 foot wide right-of-way upon the payment of \$2600.00 by the Great Lakes Bowling Corporation and \$650.00 by Samuel J. Berghoff, owners of the property abutting the north side of the subject street. These property sales prices have been established by the Board of Assessors and are acceptable to the petitioners.

The attached plan A-1338 shows the area proposed to be vacated.

Respectfully submitted,
CHARLES A. BLESSING,
Director.

Department of Public Works

December 4, 1963.

Honorable Common Council:

Gentlemen—We are returning herewith the petitions of the Great Lakes Bowling Corporation, No. 429 and 3524, requesting the vacation with reservation of easements for public utilities of Norfolk Avenue west of Audrey Avenue. The vacation with the reservation of easements in said street right-of-way was approved by the City Plan Commission and was then referred to this office by Your Committee of the Whole for investigation and report.

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 vacation with reservation of easements of said Norfolk Avenue provided proper provisions are incorporated into the vacating resolution protecting their interests in their installations located in and/or over the above mentioned streets to be vacated.

We recommend the adoption of the attached resolution.

Respectfully submitted,
GLENN C. RICHARDS,
Commissioner.

By Councilman Van Antwerp:

Resolved, That all of Norfolk Avenue, 60 feet wide, west of Audrey Avenue, which was allocated for street purposes on October 13, 1950, J.C.C. Page 2803, being part of the North-west ¼ of Section 6 T. 1 S., R. 11 E., City of Detroit, Wayne County, Michigan, more particularly described as follows: Beginning at the southeast corner of Lot 91 of Division Heights Subdivision as recorded in Liber 50, Page 36 of Plats Wayne County Records; thence along the east line of said Lot 91, extended southerly, 60.00 feet to a point in the south line of Norfolk Avenue; thence westerly along the southerly line of Norfolk Avenue 330.00 feet to a point, said point being on the westerly line of vacated Prest Avenue extended southerly; thence northerly along the extended westerly line of vacated Prest Avenue, 60.00 feet to a point in the north line of Norfolk Avenue; thence easterly along the northerly line of

Norfolk Avenue, 330.00 feet to the point of beginning.

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) Easements are hereby reserved within the vacated street hereinabove described for public utility purposes.

2) The right to ingress and egress to and over said easements for the purpose of installing, maintaining, repairing, removing or replacing public utilities in, under, through and across said vacated street.

3) No buildings or structures of any nature whatsoever shall be built upon the vacated street hereinabove described or any part thereof and that said vacated street shall be forever accessible for the maintenance of the public utilities.

Adopted as follows:

Yeas—Councilmen Beck, Brickley, Connor, Patrick, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Carey—9

Nays—None.

RESOLUTION AUTHORIZING SALE OF CERTAIN PORTION OF VACATED NORFOLK AVE., WEST OF AUDREY.

By Councilman Van Antwerp:

Resolved, That the City Controller be and he is hereby authorized and directed to issue quit-claim deeds, in accordance with the abutting ownership, covering the north 40 ft. of the 60 ft. wide of (vacated) Norfolk Ave. right-of-way, from the west line of Audrey Ave., for a distance of 330 ft. west thereof to the west line of vacated Prest Ave., in accordance with City Plan Commission plan A-1338, subject to the provisions for the reservation and protection of easements incorporated in resolution adopted by the Common Council December 10, 1963, in connection with the vacation of this portion of said street right-of-way; said quit-claim deeds to be issued upon payment to the City Treasurer of the sum of \$2600.00 by the Great Lakes Bowling Corp., and \$650.00 by Samuel J. Berghoff, owners of the property abutting the north side of the subject (vacated) street, and further

Resolved, That the Corporation Counsel is directed to prepare said quit-claim deeds.

Adopted as follows:

Yeas—Councilmen Beck, Brickley, Connor, Patrick, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Carey—9.

Nays—None.

Mayor's Committee For Community Renewal

December 3, 1963.

Honorable Common Council:

Gentlemen—On September 10, 1963 your Honorable Body approved two contracts with Wayne State University for computer services. The one