

excessive weights of materials, or any construction not in accord with provision 2, mentioned above) then in such event, the petitioner or assigns shall be liable for all costs incident to the repair of such broken or damaged sewer.

Adopted as follows:

Yeas — Councilmen Beck, Brickley, Connor, Hood, Miriani, Ravitz, Rogell, Van Antwerp and President Carey—9.
Nays—None.

Department of Public Works

July 15, 1966.

Honorable Common Council:

Gentlemen—On December 23, 1963 (J.C.C. Pages 3119-3121), your Honorable Body adopted a resolution which provided for the widening of Warren Avenue between the limits of Cass and Trumbull Avenue. Among others, this resolution included a provision that the Corporation Counsel make suitable arrangements with Wayne State University to transfer to the City of Detroit land under the jurisdiction of the university along the north side of Warren Avenue, required for the widening.

A deed has been prepared by Wayne State University conveying to the City of Detroit a strip of land under its jurisdiction, approximately 76 feet wide, along the north side of Warren Avenue from Cass Avenue to the John C. Lodge Expressway. This does not include two parcels of land on the north side of Warren Avenue between Cass Avenue and Second Avenue not owned by Wayne State University, and for which separate arrangements have been made.

The description of the land being conveyed to the City has been checked and approved by the City Engineer's Office, and the deed has been approved as to form and execution by the Corporation Counsel's Office.

We respectfully request that your Honorable Body accept this conveyance of land for the City, and authorize and direct the Controller to accept and record the deed.

We are attaching resolution for adoption, which will provide for these matters.

Respectfully submitted,

RALPH E. SCHINK,
Acting Commissioner.

By Councilman Brickley:

Resolved, That in accordance with the above communication, a deed from Wayne State University be accepted which conveys to the City of Detroit land under its jurisdiction, lying along the north side of Warren Avenue between Cass Avenue and the John Lodge Expressway, which is necessary for the widening of Warren Avenue; and,

Be It Further Resolved, That the Controller is hereby authorized and directed to accept and record the deed.

Adopted as follows:

Yeas — Councilmen Beck, Brickley,

Connor, Hood, Miriani, Ravitz, Rogell, Van Antwerp and President Carey—9.
Nays—None.

Department of Public Works

July 13, 1966.

Honorable Common Council:
Gentlemen — Petition No. 9554 of the Marathon Oil Company requests the vacation of Northampton Avenue between Waring Avenue and Greyfriars Avenue. The requested vacation was approved by the City Plan Commission and then referred to this department for investigation and report. This has been completed and the petition returned herewith.

As per our directive, the petitioner deposited with the City Treasurer, the sum of \$1,150.00, Receipt No. C-665, credited to the Department of Water Supply Fund Code No. 600(0000) (6232)001, said amount being the estimated cost of the work involved in constructing a gate valve and box at the southwest corner of Waring and Northampton Avenue.

The petitioner also paid into the City Treasury, the sum of \$450.00, Receipt No. C-666, credited to the Detroit Fire Department Fund Code No. 990-9406, said amount being the sum required to turn over one existing fire hydrant to the petitioner to become his property and responsibility.

The petitioner has requested that the paved street return at the intersection of the street to be vacated remain in its present status as the petitioner plans to utilize same and has agreed by letter filed with the original petition to pay all costs incidental to the removal of the return at such time in the future as the removal becomes necessary.

The Sewer Design Bureau has reported that they have no objection to the vacation of said street provided the sewer easement retain in the previously vacated alley in the block north of Northampton between Waring and Greyfriars be vacated.

All other City departments and privately owned utility companies reported that they will be unaffected by the vacation of said street or that they have reached satisfactory agreements with the petitioner regarding their installations therein.

The adoption of the attached resolution is recommended.

Respectfully submitted,

RALPH E. SCHINK,
Acting Commissioner.

By Councilman Hood:

Resolved, That all of Northampton Avenue, 50 feet wide, between the westerly line of Waring Avenue, 60 feet wide, and the westerly line of Greyfriars Avenue, 60 feet wide, the northerly 25.00 feet of said Northampton Avenue as platted in J. C. Breevort Fort Street Subdivision of Part of Private Claims 119 and 524, City of Detroit, Wayne County, Michigan, as

recorded in Liber 32, Page 98 of Plats Wayne County Records lying south of and adjoining the southerly line of Lots 101 and 157, south of and adjoining the southerly line of the vacated alley lying between Lots 101 and 157, and lying south of and adjoining the southerly line of vacated Greyfriars Avenue, 60 feet wide, all of the above-mentioned subdivision; the southerly 25.00 feet of said Northampton Avenue as platted in Oakwood Homes Subdivision of Part of Private Claims 119 and 524, City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 26 of Plats Wayne County Records lying north of and adjoining the northerly line of vacated Greyfriars Avenue 60 feet wide, north of and adjoining the northerly line of Lots 62 to 67, both inclusive, and lying north of and adjoining the northerly line of the westerly 19.00 feet of Lot 68, all of the above mentioned subdivision.

Be and the same is hereby vacated as a public street to become a part and parcel of the adjoining property; and further

Resolved, That at any time in the future the removal of the paved street return at the entrance to the street to be vacated becomes necessary, the entire cost of such removal shall be borne by the Marathon Oil Company, its heirs, executors, administrators, or assigns; and further

Resolved, That the sewer easement retained in the previously vacated north-south alley in the block bounded by Greyfriars, Waring, Northampton and Tractor Avenues lying east of and adjoining the easterly line of Lots 141 to 157 both inclusive, and lying west of and adjoining the westerly line of Lots 101 to 117, both inclusive, all of J. V. Breevort's Fort Street Subdivision of Part of Private Claims 119 and 524, City of Detroit, Wayne County, Michigan, as recorded in Liber 32, Page 98 of Plats Wayne County Records.

Be and the same is hereby vacated and cancelled as a sewer easement.

Adopted as follows:

Yeas—Councilmen Beck, Brickley, Connor, Hood, Miriani, Ravitz, Rogell, Van Antwerp and President Carey—9.
Nays—None.

Department of Public Works

July 19, 1966.

Honorable Common Council:

Gentlemen — On May 17, 1966 (J. C.C. Page 1377) your Honorable Body adopted a resolution approving a petition (11391) submitted by Friedman, Meyers and Keys, attorneys for Borman Food Stores, Inc.

Among other things, the Petitioner requested the paving of Weaver Avenue from Glastonbury to Artesian Avenue. The resolution adopted by your Honorable Body provided for the paving of Weaver Avenue at the sole

cost of the Petitioner. The width of the paving was to be 34 feet wide face to face of curb. Petitioner also was informed that in order to accelerate the paving project, it would be advisable to perform the work privately with his own contractor using plans and specifications prepared by the City and the work to be supervised by the City, supervision costs to be assumed by Petitioner.

After plans were prepared and bids solicited for the work, it was found that by reducing the width of the pavement from 34 feet to 32 feet some ten trees located in the north margin of Weaver Avenue can be preserved. The Department of Streets and Traffic has agreed to this change in the interests of preserving the trees. The Petitioner has also approved this change. Accordingly, we request adoption of the accompanying resolution which will provide for this reduction in pavement width.

Respectfully submitted,

RALPH E. SCHINK,
Acting Commissioner.

By Councilman Hood:

Resolved, That in accordance with the above communication, resolution adopted by this body under date of May 17, 1966, J.C.C. Page 1377, be amended to provide for a reduction in the proposed width of the paving of Weaver Avenue from Glastonbury to Artesian Avenue, from 34 feet to 32 feet and that the margin on the north side of Weaver Avenue be increased from 10 feet to 12 feet in order to avoid the removal of some ten trees now located within the north margin of this street; and be it further

Resolved, That all other conditions and requirements of the aforesaid resolution of May 17, 1966, shall remain in full force and effect.

Adopted as follows:

Yeas—Councilmen Beck, Brickley, Connor, Hood, Miriani, Ravitz, Rogell, Van Antwerp and President Carey—9.
Nays—None.

Department of Public Works

July 14, 1966.

Honorable Common Council:

Gentlemen — We return herewith Petition No. 1590, the Metropolitan Detroit B'Nai B'Rith Council, 19951 Livernois Avenue, Detroit, Michigan 48221, in which they ask for waiver of garbage and rubbish collection, both outstanding and future.

As the Metropolitan Detroit B'Nai B'Rith Council is reportedly a non-profit, philanthropic, charitable organization, it is recommended that their request be granted as per attached resolution.

Respectfully submitted,

RALPH E. SCHINK,
Acting Commissioner.