

Department of Public Works
September 23, 1970

Honorable Common Council:
Re: Petition No. 8695, Allied Steel and
Conveyors Company, 17333 Healy
Avenue. Vacation of Healy Avenue
North of Nancy Avenue.

Gentlemen—The above petition
requests the vacation of a portion of
Healy Avenue, 50 feet wide, northerly
of Nancy Avenue. The requested
vacation was recommended by the
City Plan Commission. The petition
was then referred to us for
investigation and report. Our report,
accompanied by the original petition
is as follows:

The petitioner has made the
following deposits with the City
Treasurer, which have been credited
to the departments and accounts
named, for the purposes indicated:

Department of Water Supply Fund
600(0000) (6232)001

Receipt No. C-14879, \$1,076.52. For
the estimated cost of abandoning and
the remaining equity in the water
main located in the street to be
vacated.

Fire Department Fund 990-9406.
Receipt No. A-12239, \$1,200.00. For the
estimated cost of relocating one fire
hydrant in Healy Avenue.

Department of Public
Works—Permit Division. Receipt No.
GR-17862, \$1,000.00. For the estimated
cost to remove sufficient pavement
and install a curb across the southerly
line of the portion of Healy to be
vacated.

All other involved City departments
and privately-owned utility
companies reported that they have no
objection to the proposed vacation or
that they have reached satisfactory
agreements with the petitioner
regarding their installations therein.

An appropriate resolution is
attached for your Honorable Body's
consideration.

Respectfully submitted,
ALFRED BERARDUCCI,
Commissioner

By Councilman Hood:

Resolved, That all that part of
Healy Avenue, 50 feet wide, between
Nancy Avenue and the Detroit
Terminal Railroad right-of-way as
platted in the Ford Land Subdivision
of part of the Southeast ¼ of the
Southwest ¼ of Section 8, T. 1 S., R.
12 E., Hamtramck Township, Wayne
County, Michigan, as recorded in
Liber 34, Page 23, Plats, Wayne
County Records, lying easterly of and
abutting the easterly line of the
vacated 16 foot wide east-west alley
abutting the northerly line of Lot 70;
easterly of and abutting the easterly
line of Lots 70 to 72 and the northerly
12 feet of Lot 73; lying westerly of
and abutting the westerly line of the
vacated 16 foot wide east-west public
alley abutting the northerly line of
Lot 138; lying westerly of and

abutting the westerly line of Lots 136
to 138 and the northerly 12 feet of Lot
135, all inclusive of the above-
mentioned subdivision,

Be and the same is hereby vacated
as a public street to become a part
and parcel of the abutting property.

Adopted as follows:
Yeas — Councilmen Browne, Eber-
hard, Hood, Levin, Rogell, Tindal, Van
Antwerp, Wierzbicki, and President
Ravitz—9.

Nays—None.

Department of Public Works
September 22, 1970

Honorable Common Council:
Re: Petition No. 648, Stroh Brewery
Company, Alley South of Gratiot,
East of Antietam and Sherman
Street from Antietam to
approximately 100 feet East of
Antietam.

Gentlemen—The above petition
requests the vacation of the
remaining portion of the north-south
public alley in the block bounded by
Antietam, Gratiot, Rivard, Maple and
Sherman Streets; and Sherman Street
from Antietam to approximately 100
feet easterly of Antietam.

The requested vacations were
recommended by the City Plan
Commission. The petition was then
referred to us for investigation and
report as ordered by your Honorable
Body on May 5, 1970, J.C.C. Pages 868-
869. Our report, accompanied by the
original petition is as follows:

The petitioner has made the
following deposits with the City
Treasurer, which have been credited
to the departments and accounts
named, for the purposes indicated:

Department of Water Supply Fund
600(0000) (6232)001. For estimated
cost of abandoning an 8-inch main in
Sherman and the remaining equity in
said main—\$1,182.12.

Fire Department Fund 990-9406 For
the estimated cost to relocate one fire
hydrant—\$1,800.00.

Proper provisions are incorporated
into the vacating resolution
protecting the City's interests in
sewers located or to be located in the
public right-of-ways to be vacated.

All other involved City departments
and privately-owned utility
companies reported that they have
no objection to the proposed vacation
or that they have reached satisfactory
agreements with the petitioner
regarding their installations therein.

An appropriate resolution is
attached for your Honorable Body's
consideration.

Respectfully submitted,
ALFRED BERARDUCCI,
Commissioner

By Councilman Van Antwerp:

Resolved, That all that part of the
public alley, not previously vacated,
in the block bounded by Antietam,
Gratiot, Rivard, Sherman and Maple

as platted in the Lafayette Park Subdivision of parts of Private Claims 6, 181, 7, 132, 12, 13, 8 and 17, City of Detroit, Wayne County, Michigan, as recorded in Liber 80, Pages 87 to 91, Plats, Wayne County Records; and as platted in the Subdivision of the Louis Moran Farm between Fort and Elizabeth Streets, Detroit, Wayne County, Michigan, as recorded in Liber 55, Pages 243 and 244, Deeds, Wayne County Records, and as shown on Department of Public Works' Drawing No. X-103S, dated June 2, 1970,

Be and the same is hereby vacated to become a part and parcel of the abutting property; and be it further

Resolved, That all that part of Sherman Street, 50 feet wide, not previously vacated between Antietam and Rivard Streets, as platted in the Lafayette Park Subdivision as recorded in Liber 80, Pages 87 to 91, Plats, Wayne County Records; and as platted in the Subdivision of the Louis Moran Farm as recorded in Liber 55, Pages 243, and 244, Deeds, Wayne County Records; and as shown on Department of Public Works' Drawing No. X-103S, dated June 2, 1970,

Be and the same is hereby vacated as a public street to become a part and parcel of the abutting property, subject to the following provisions:

(1) Provided, That by reason of the vacation of the above property, the City of Detroit does not waive any rights to the sewers located or to be located therein, and, at all times, shall have the right to enter upon the premises, if found necessary to repair said sewers, alter, service or install same; and further

(2) Provided, That no building shall be constructed over said sewers without the prior approval of such building construction by the Sewer Design Section of the Detroit Metro Water Department and the Department of Buildings and Safety Engineering; and further

(3) Provided, In the event that the sewer located or to be located in said property shall break, causing damage to any construction, property or materials above, the petitioners and their assigns, by acceptance of the permit for construction over said sewer, waive all claims for damages; and further

(4) Provided, That if the sewer located or to be located in said property shall break or be damaged, as a result of any action on the part of the petitioner, or assigns (by way of illustration but not limitation, such as storage of excessive weights of materials, or any construction not in accordance with Provision 2, mentioned above), then in such event, the petitioner or assigns shall be liable for all costs incidental to the

repair of such broken or damaged sewer.

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Hood, Levin, Rogell, Tindal, Van Antwerp, Wierzbicki and President Ravitz—9.

Nays—None.

Department of Public Works

September 28, 1970

Honorable Common Council:

Re: Contract: PW-4932.

For: Repair Concrete Sidewalks, Driveways, and Curbs — District 50A.

Adjusted Contract Price: \$62,178.42.

Contractor: Fort Wayne Construction Company.

Gentlemen — This is to certify that all work required of the Contractor in the performance of this Contract has been fully completed and found acceptable under the terms and conditions thereof, and that the total value of such completed work, including all Contract Changes duly issued, is that stated above as the Adjusted Contract Price.

The Contractor has submitted an affidavit that all payrolls, material bills, and all other indebtedness incurred by him in connection with the work have been paid.

It is therefore recommended that the total value of the work, as above stated, less the total amounts previously paid on all progress payments, be paid to the Contractor with the understanding that such payment is made by the City and accepted by the Contractor under the Contract provisions covering final payment.

Respectfully submitted,

R. C. MONAHAN
Engineer of Inspection

R. R. HICKS
Acting City Engineer

ALFRED BERARDUCCI
Commissioner

By Councilman Wierzbicki:

Whereas, from the foregoing communication, it appears that all work required to be performed by the Contractor under the Contract therein named has been fully completed; and

Whereas, the completed work has been found acceptable under the terms and conditions of said Contract by the department for whom the work was performed; therefore be it

Resolved, That the said Contract be and is hereby accepted.

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Hood, Levin, Rogell, Tindal, Van Antwerp, Wierzbicki and President Ravitz—9.

Nays—None.