

and he is hereby authorized and directed to honor payrolls when presented in accordance with this resolution and the above communication.

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Levin, Rogell, Van Antwerp, Wierzbicki, and President Ravitz — 7.
Nays — None.

Department of Public Works
October 7, 1971.

Honorable Common Council:

Re: Petition No. 3523, Mrs. Floradell Gibson; Removal of Garage Lumber without Charge at 19260 Hanna.

Gentlemen — A member of our Commercial Bureau interviewed Mrs. Floradell Gibson on October 6, 1971 concerning the removal of lumber from a burned out garage.

Mrs. Gibson is on A.D.C. case No. C8244999, has three children, receives \$109.00 from A.D.C. and \$40.00 from her husband every 2 weeks. She is buying the home at above address and the payments are \$112.00 per month and is unable to pay the charge for the removal of garage lumber.

In view of the above, we recommend that the D.P.W. be authorized to remove this lumber free of charge.

Respectfully submitted,
CLARENCE C. RUSSELL,
Commissioner.

By Councilman Eberhard:

Resolved, That the Department of Public Works be and it is hereby authorized and directed to remove discarded lumber without charge from 19260 Hanna, in accordance with the foregoing communication.

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Levin, Rogell, Van Antwerp, Wierzbicki, and President Ravitz — 7.
Nays — None.

Department of Public Works
October 13, 1971

Honorable Common Council:

Re: Petition No. 2051: Boron Oil Company; Alley bounded by Grand River, Dexter, West Grand Boulevard and Lothrop Avenues; Vacation.

Gentlemen — The above petition requests the vacation of a portion of the northsouth public alley, 30 feet wide, in the above described block.

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:

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

installation therein.

An appropriate resolution is attached for consideration by your Honorable Body.

Respectfully submitted,
CLARENCE C. RUSSELL,
Commissioner.

By Councilman Levin:

Resolved, That all that part of the north-south public alley, 30 feet wide, in the block bounded by Grand River, Dexter, West Grand Boulevard and Lothrop, as plotted in the Ernst Kern Subdivision of part of 1/4 Section 52; 10,000 Acre Tract, City of Detroit, Wayne County, Michigan, as recorded in Liber 64, Page 48, Plats, Wayne County records; lying westerly of and abutting the westerly line of the northerly 50 feet of lot 21, and lying easterly of and abutting the easterly line of lots 2 and 3, and the northerly 14.58 feet of lot 1 and the southerly 11.04 feet of lot 4, all inclusive of the above mentioned subdivision.

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

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Levin, Rogell, Van Antwerp, Wierzbicki, and President Ravitz—7.
Nays — None.

Department of Public Works
October 12, 1971.

Honorable Common Council:

Re: Petition No. 993; Leo's Contracting and Milton Manufacturing, Vacation of Grixdale Avenue.

Gentlemen — The above petition requests the vacation of Grixdale Avenue westerly of Omira 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 deposit with the City Treasurer, which has been credited to the department and account named, for the purpose indicated:

Fire Department Fund, 990-9406, \$100. For the estimated cost to reface the hydrant outlet at Grixdale and Omira.

The petitioner has also requested that the paved return at the entrance to Grixdale Avenue 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 same whenever the discontinuance of use makes such removal necessary.

An easement is reserved in the vacating resolution for the Detroit Metro Department and the Michigan Consolidated Gas Company for the maintenance of their installations located in the public right-of-way 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 consideration by your Honorable Body.

Respectfully submitted,
 CLARENCE C. RUSSELL,
 Commissioner.

By Councilman Levin:

Resolved, That all that part of Grixdale Avenue 50 feet wide, between the Grand Trunk Railroad Right-of-Way and Omira Avenue, lying southerly of lots 275 to 280 and the 10 foot wide public alley abutting the westerly line of lot 280; and lying northerly of lots 281 to 284 and the 10 foot wide vacated alley abutting the westerly line of lot 281 all inclusive of the Kiefer Homes Subdivision of part of the Southeast of the Northwest ¼ of Section 12, and of the Southwest ¼ of Section 12, T.I.S., R. 11. E., lying east of the D.G.H. & M.R.R., Greenfield Township, Wayne County, Michigan, as recorded in Liber 34, Page 14, Plats, Wayne County records:

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:

1. An easement, the full width of the existing Grixdale Avenue Right-of-Way is reserved for the Detroit Metro Water Department and the Michigan Consolidated Gas Company for the purpose of installing, maintaining, repairing, removing or replacing any water mains, gas mains, fire hydrants and appurtenances, with the right of ingress or egress at any time to, and over said easement for the purpose above set forth.

Free and easy access to the water mains, gas mains, fire hydrants and appurtenances within the easement, is required for the Michigan Consolidated Gas Company and the Detroit Metro Water Department equipment including the use of backhoes, bull dozers, cranes or pipe trucks and other heavy construction equipment as necessary for alterations or repair of the mains and facilities.

The Detroit Metro Water Department and the Michigan Consolidated Gas Company retain the right to install suitable permanent main location guide posts over their mains at reasonable intervals and at points of deflection.

2. Said owners of the adjoining property for their heirs and assigns agree that no building or structure of any nature whatsoever, including porches, patios, balconies, et cetera shall be built upon said easement or that no grade changes or storage of materials shall be made within said

easement without prior written approval and agreement with the Detroit Metro Water Department and the Michigan Consolidated Gas Company. A gate may be placed across the easement but it shall remain unlocked 24 hours a day, unless a guard is stationed near the gate to allow ingress and egress at any time to and from the easement. The minimum dimensions of the gate, or gates, must provide 13 feet vertical and 13 feet horizontal clearance for freedom of equipment movement and be at least five feet west of the existing fire hydrant.

3. That if at any time in the future, the owners of any lots abutting on said vacated street shall request the removal and/or relocation of the aforementioned utilities in said easement, such owners shall pay all costs incident to such removal and/or relocation. It is further provided that if watermains, and/or appurtenances in said easement shall break or be damaged as a result of any action on the part of the owner, or assigns, then in such event the owner or assigns shall be liable for all costs incident to the repair of such broken or damaged mains and shall also be liable for all claims for damages resulting from his action, and be it further.

Resolved, That if at any time in the future it becomes necessary to remove the paved street return, such removal and construction of new curb and sidewalk shall be performed at no expense to the City.

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Levin, Rogell, Van Antwerp, Wierzbicki, and President Ravitz — 7.
 Nays — None.

Department of Public Works

October 6, 1971

Honorable Common Council:

Re: Petition No. 6898 (1968); River House Apartments, Inc.; Vacation of Riverside Drive westerly of Dwight Avenue.

Gentlemen — The above petition requests the vacation of a portion of Dwight Avenue westerly of Fiske Avenue.

The requested vacation was recommended by the City Plan Commission with the further recommendation that sufficient land be dedicated for continued access to the park at the westerly end of the portion to be vacated. The petition was then referred to us for investigation and report. Our report, accompanied by the original petition is as follows:

The petitioner has also requested that the paved return at the entrance to the portion of 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