

Resolved, That the City Clerk is hereby authorized and directed to mail to the Detroit Edison Company and the Michigan Bell Telephone Company a certified copy of this resolution.

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Henderson, Levin, Rogell, Wierzbicki, and President Pro Tem Hood — 7.

Nays — None.

**Department of Public Works**

June 22, 1973

Honorable Common Council:

Re: Petition No. 5142, Department of Parks and Recreation, Vacation of Streets and Alleys in the area bounded by Wabash, Twelfth, Elm, and Ash Streets.

Gentlemen — The above petition requests the vacation of the streets and alleys in the above described area. The requested vacations were 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 issued the following Purchase Orders which have been credited to the departments named, for the purposes indicated:

Fire Department: Purchase Order No. 11249, For the estimated cost to abandon one (1) fire hydrant. \$500.00.

Public Lighting Commission: Purchase Order No. 12785, For the estimated cost to relocate lighting facilities. \$3,500.00.

Department of Streets and Traffic: Purchase Order No. 11247, For the estimated cost to remove street signs. \$55.00.

The petitioner has also requested that the removal of the paved street and alley returns, construction of curb and sidewalk and backfill at the entrance to the streets and alleys to be vacated be done by private contract; further they have requested that the construction of two catch basins (Southwest corner of Ash and Twelfth; Northeast corner of Elm and Vermont) and the connections to the existing sewers be done by private contract, the Department of Public Works has no objection provided the work is done by City permit and inspection and according to Department of Public Works specifications.

An easement is reserved in the vacating resolution for the Michigan Bell Telephone Company, the Michigan Consolidated Gas Company, and the Detroit Metro Water Department for the maintenance of their installations 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.

The adoption of the attached resolution is recommended.

Respectfully submitted,  
CLARENCE C. RUSSELL  
Commissioner

By Councilman Eberhard:

Resolved, That all that part of Ash Street, 50 feet wide, lying between and abutting the easterly line of Wabash Avenue and the westerly line of Twelfth Street; also

All that part of Vermont Avenue, 50 feet wide, lying between and abutting the northerly line of Elm Street and the southerly line of Ash Street; also

All that part of the north-south and east-west public alleys in the block bounded by Wabash, Vermont, Elm, and Ash Streets; also

All that part of the north-south and east-west public alleys in the block bounded by Vermont, Twelfth, Elm, and Ash Streets;

All of the above mentioned streets and alleys appear in the following subdivision:

"Plat of Gamble's Subdivision" of Lots 17 and 18 in Block 5 and Lots 54, 55, and 56 in Block 4, Thompson Farm, City of Detroit, Wayne County, Michigan, as recorded in Liber 7, Page 69, Plats, Wayne County records;

"William J. Ward's Subdivision" of Lots 52 and 53 and the north 22.5 feet of lot 51 of the subdivision of part of Block 4, Private Claim 227, north of the Chicago Road, Detroit, Wayne County, Michigan, as recorded in Liber 16, Page 44, Plats, Wayne County records;

"Subdivision of the north part of Lot 2", Lafferty Farm, north of Michigan Avenue, Detroit, Wayne County, Michigan, as recorded in Liber 1, Page 262, Plats, Wayne County records,

"Plat of the Subdivision of part of Block 4", Private Claim 227, north of Chicago Road, Cabacier Farm, as recorded in Liber 1, Page 244, Plats, Wayne County records,

Be and the same are hereby vacated as public streets and alleys to become a part and parcel of the abutting property subject to the following easement provisions:

Subsurface easements are retained in the above described streets and alleys for the Michigan Bell Telephone Company, the Michigan Consolidated Gas Company, and the Detroit Metro Water Department for the purposes of removing, installing, repairing, maintaining, or replacing public utilities such as water mains, sewers, gas lines or mains, telephone conduits or things usually placed or installed under a public street and alley in the City of Detroit, with the right to ingress and egress at any time to and



over said easement for the purpose above set forth,

Said owners for their heirs and assigns further agree that no buildings or structures of any nature whatsoever including but not limited to concrete slabs or driveways, retaining or partition walls (except necessary line fence) shall be built or placed upon said easement, nor any change of surface grade made, without prior approval by the Department of Public Works,

That if at any time in the future the owners of any lots abutting on said vacated streets and alleys shall request the removal and-or relocation of any existing utilities in said easement, such owners, upon whose property the utilities are located shall pay all costs incidental to such removal and-or relocation, unless such charges are waived by the utility owners,

Provided further, that if any utility 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 construction not in accordance with Section 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 utility, and be it further

Resolved, That the the removal of the paved street and alley returns, construction of new curb and sidewalk and backfilling shall be done by private contract under City permit and inspection and according to Department of Public Works specification and the entire cost shall be borne by the petitioner; and further

Resolved, That the construction of catch basins at the southwest corner of Ash and Twelfth Streets and at the northeast corner of Elm and Vermont Streets and the necessary connections to the sewers shall be done by private contract under City permit and inspection and according to Department of Public Works specifications, and the entire cost shall be borne by the petitioner; and further

Resolved, That the City Clerk is hereby authorized and directed to mail a certified copy of this resolution to the Michigan Bell Telephone Company and the Michigan Consolidated Gas Company.

Adopted as follows:  
Yeas — Councilmen Browne, Eberhard, Henderson, Levin, Rogell, Wierzbicki, and President Pro Tem Hood — 7.

Nays — None.

Department of Public Works

June 11, 1973

Honorable Common Council:

Re: Cancellation of Assessments for Cost of Cleaning Lots Belonging to Community Development Commission.

Gentlemen — The Department of Public Works recommends the cancellation of the following items from the Assessment Rolls. These rolls were prepared after the weed cutting bill had been submitted to the known owner and the bills were unpaid after 60 days (per Ord. 397G and 398G). We have been informed that ownership of all the following assessed properties has changed from the time of our billing to the confirmation of the Assessment Rolls. We therefore recommend that the following assessments be cancelled.

We further recommend that said items be referred to the Corporation Counsel to institute the necessary procedures for the collection of same from the former owners of the properties, by means of civil suit.

Respectfully submitted,  
CLARENCE C. RUSSELL  
Commissioner

Approved:  
W. I. STECHER  
Controller

Roll No. 152 WL; Lot No. 20; Location, W. Cardoni, Landrest, Sub, L23 P'60 Plats, WCR; Item No. 3940; Dept. No. 4111; Amount of Assessment, \$189.09.

Roll No. 152 WL; Lot No. 147; Location, E. Goodwin, Cardonis Sub, L15 P 19 Plats, WCR; Item No. 4913; Dept. No. 4625; Amount of Assessment, \$186.80.

Roll No. 152 WL; Lot No. 148; Location, E. Goodwin, Cardonis Sub, L15 P 19 Plats, WCR; Item No. 4912; Dept. No. 4625; Amount of Assessment, \$186.80.

Total Amount of Assessment, \$562.69.

By Councilman Eberhard:

RESOLVED, That the City Treasurer be and he is hereby ordered to cancel the assessment for weed cutting on all properties listed in connection with the foregoing communication, because of incorrect ownership, and be it

FURTHER RESOLVED, That said items are hereby referred to the Corporation Counsel to institute the necessary procedures for the collection of same from the former owners of the property, by means of civil suit.

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Renderson, Levin, Rogell, Wierzbicki, and President Pro Tem Hood — 7.

Nays — None.

Department of Public Works  
May 31, 1973

Honorable Common Council:  
Re: Highway Planning — Removal of Greenlawn Ramps, Agreement No. 72-1413.

Gentlemen — This is in reference