

privileges hereunder, not expressly stated herein.

Adopted as follows:
Yeas—Council Members Cleveland, Eberhard, Hood, Kelley, Mahaffey and Rogell—7.
Nays—None.

City Engineering Department
August 19, 1975

Honorable City Council:
Re: Petition No. 1662; Automotive Pattern Company; Conversion to Easement of the east-west and the north-south alley first east of John R and north of Robinwood.

The above petition requests the conversion of the above described alleys, 9 and 18 feet wide, into an easement for public utilities. The requested conversion into easement for public utilities was approved by the Community and Economic Development Department. 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 conversion to an easement of said alleys or that they have reached satisfactory agreements with the petitioner regarding their installation therein.

The adoption of the attached resolution is recommended.

Respectfully submitted,
HERMAN T. DUDLEY,
Director

Approved:
JAMES W. WATTS,
Director

Environmental Protection and Maintenance Dept.

By Council Member Cleveland:

RESOLVED, That all that part of the north-south public alley, 18 feet wide, first easterly of John R and north of Robinwood Avenue, as opened on July 5, 1966 (J.C.C. page 2005), having been platted as the easterly 18.00 feet of Lot 66 of Judson Bradley's John R Street Subdivision of part of the North west ¼ of the Northwest ¼ of Section 12, T.1S., R.11E., City of Detroit, Wayne County, Michigan as recorded in Liber 42, Page 43, Plats, Wayne County records; also

All that part of the east-west public alley, 9 feet wide, not previously vacated east of John R and north of Robinwood Avenue abutting the rear line of lots 59 to 65 and the rear line of the above described alley, all inclusive of the above mentioned subdivision;

Be and the same is hereby vacated as a public alley and is hereby converted into a public easement of the full width of the alley, which easement shall be subject to the following covenants and agreements, uses, reservations and regulations, which shall be observed by the owners of the lots abutting on said alley and

by their heirs, executors, administrators and assigns, forever to wit:

FIRST, said owners hereby grant to and for the use of the public an easement or right of way over said vacated public alley hereinabove described for the purposes of maintaining, installing, repairing, removing, or replacing public utilities such as water mains, sewers, gas lines or mains, telephone, electric light conduits or poles or things usually placed or installed in a public 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,

SECOND, 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 City Engineering Department,

THIRD, that if at any time in the future the owners of any lots abutting on said vacated alley shall request the removal and/or relocation of any existing poles or other utilities in said easement, such owners, upon whose property the poles or other 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 constructor 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.

Adopted as follows:

Yeas—Council Members Cleveland, Eberhard, Hood, Kelley, Mahaffey, Rogell, and President Levin — 7.
Nays — None.

City Engineering Department
August 18, 1975

Honorable City Council:
Re: Petition No. 1356, International Sausage Corporation, Temporarily Close the east-west alley first north of Lyndon between Wyoming and Kentucky Avenues

Returned herewith is Petition No. 1356 of the International Sausage Corporation requesting the temporary closing of the east-west public alley, 16 feet wide, first north of Lyndon between Wyoming and Kentucky.

The temporary closing was approved by the Community and Economic Development Department.