

cancellation of the following item from the Assessment Rolls:

Roll No. 168 W; Lot No. 13 thru 21; Location S. Davison, exc. Davison Ave. as wd.; Ward 14; Item No. 5437-45; Dept. No. SAN 3295; Amt. of Assessment \$927.50.

An agreement was reached between Environmental & Commercial Division of E.P.M.D. and Banks Triumph M. B. Church, that if Environmental & Commercial Division adjusted the billing from \$927.50 to \$500.00 they would pay the bill and the assessment would be cancelled. Banks Triumph M. B. Church paid the bill (\$500.00) on December 15, 1975.

We, therefore, recommend that the above assessment be cancelled.

Respectfully submitted,  
JAMES W. WATTS

Director

By Council Member Browne:

Resolved, That the City Treasurer be and he is hereby ordered to cancel the assessment for removing debris on the property listed in connection with the foregoing communication because of the adjustment to the billing and the payment of the adjusted bill by the owner.

Law Department approval as to form:

KERMIT G. BAILER,

Corporation Counsel

Adopted as follows:

Yeas — Council Members Browne, Cleveland, Eberhard, Henderson, Hood, Kelley, Mahaffey, Rogell, and President Levin — 9.

Nays — None.

**Environmental Protection and Maintenance Department**

March 25, 1976

Honorable City Council:

Re: Petition No. 2432 Walter J. Barck et al. Conversion to Easement of the North-south alley north of Capitol Avenue, between Fielding and Stout

The above petition requests the conversion of the above described portion of north-south alley, 20 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 alley or that they have reached satisfactory agreements with the petitioner regarding their installation therein.

The adoption of the attached resolution is recommended.

Respectfully submitted,  
JAMES W. WATTS

Director

By Council Member Cleveland:

RESOLVED, That all that part of the north-south public alley, 20 feet

wide, north of Capitol Avenue, between Fielding and Stout Avenues, abutting the rear line of lots 416 to 420 and the northerly 33 feet of lot 421; and abutting the rear line of lots 411 to 415 and the northerly 39 feet of lot 410, all inclusive of the Maples Park Subdivision No. 2, of part of the southerly 15 acres of the W. 1/2 of the W. 1/2 of the E. 1/2 of the S.E. 1/4 of Section 27, T. 18., R. 10E., City of Detroit, Wayne County, Michigan, as recorded in Liber 59, Page 51, Plats, Wayne County records,

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 lights 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 Environmental Protection and Maintenance 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/ 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.



Adopted as follows:  
 Yeas — Council Members Browne, Cleveland, Eberhard, Henderson, Hood, Kelley, Mahaffey, Rogell, and President Levin — 9.  
 Nays — None.

**Environmental Protection and Maintenance Department**

March 24, 1976

Honorable City Council:

Re: Petition No. 3099, Marvin Yogoda, etal, Conversion to Easement of the north-south alley in the block bounded by Freeland, Ardmore, Fenkell, and Keeler

The above petition requests the conversion of the above described residential alley, 16 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 alley or that they have reached satisfactory agreements with the petitioner regarding their installation therein.

The adoption of the attached resolution is recommended.

Respectfully submitted,  
 JAMES W. WATTS  
 Director

By Council Member Cleveland:

RESOLVED, That the north-south alley, 16 feet wide, in the block bounded by Freeland, Ardmore, Fenkell, and Keeler, abutting the rear line of lots 53 to 65 and Lots 77 to 89 both inclusive of the "University Park Subdivision" of the East 1/2 of the Southwest 1/4 of the Southeast 1/4 of Section 18, T.1S., R.11E., Greenfield Township, Wayne County, Michigan, as recorded in Liber 37, Page 60, Plats, Wayne County records

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 Environmental Protection and Maintenance 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 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.

Adopted as follows:  
 Yeas — Council Members Browne, Cleveland, Eberhard, Henderson, Hood, Kelley, Mahaffey, Rogell, and President Levin — 9.  
 Nays — None.

**Environmental Protection and Maintenance Department**

March 24, 1976

Honorable City Council:

Re: Petition No. 2438, Msgr. W. F. Suedkamp, etal, Conversion to Easement of the remaining alleys in the block bounded by McClellan, Parkview, Agnes, and St. Paul

The above petition requests the conversion of the above described alleys, 8, 16, and 18.3 feet wide, into easements for public utilities. The requested conversions 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 easements of said alleys or that they have reached satisfactory agreement with the petitioner regarding their installation therein.

The adoption of the attached resolution is recommended.

Respectfully submitted,  
 JAMES W. WATTS  
 Director