

SIDERATION FOR THE HEALTH, SAFETY AND WELFARE OF CHILDREN RESIDING IN THE GENERAL VICINITY OF THE SITE COVERED BY THE MODIFIED DEVELOPMENT PLAN.

Sec. 2-43-7. THAT IT IS HEREBY FOUND AND DETERMINED THAT THE PROGRAM FOR THE PROPER RELOCATION OF INDIVIDUALS AND FAMILIES DISPLACED IN CARRYING OUT THE PROJECT IN DECENT, SAFE AND SANITARY DWELLINGS IN CONFORMITY WITH ACCEPTABLE STANDARDS IS FEASIBLE AND CAN BE REASONABLY AND TIMELY EFFECTED TO PERMIT THE PROPER PROSECUTION AND COMPLETION OF THE PROJECT: AND THAT SUCH DWELLINGS OR DWELLING UNITS AVAILABLE OR TO BE MADE AVAILABLE TO SUCH DISPLACED INDIVIDUALS AND FAMILIES ARE AT LEAST EQUAL IN NUMBER TO THE NUMBER OF DISPLACED INDIVIDUALS AND FAMILIES IN THE PROJECT AREA, ARE AVAILABLE AT RENTS OR PRICES WITHIN THE FINANCIAL MEANS OF THE DISPLACED INDIVIDUALS AND FAMILIES, AND ARE REASONABLY ACCESSIBLE TO THE PLACES OF EMPLOYMENT AND ARE NOT GENERALLY LESS DESIRABLE IN REGARD TO PUBLIC UTILITIES AND PUBLIC AND COMMERCIAL FACILITIES THAN THE DWELLINGS OF THE DISPLACED INDIVIDUALS AND FAMILIES IN THE PROJECT AREA.

Sec. 2-43-8. THAT, IN ORDER TO IMPLEMENT AND FACILITATE THE EFFECTUATION OF THE MODIFIED DEVELOPMENT PLAN HEREBY APPROVED, IT IS FOUND AND DETERMINED THAT CERTAIN OFFICIAL ACTION MUST BE TAKEN BY THIS GOVERNING BODY WITH REFERENCE, AMONG OTHER THINGS, TO CHANGES IN ZONING, THE VACATING AND REMOVAL OF STREETS, ALLEYS AND OTHER PUBLIC WAYS, THE ESTABLISHMENT OF NEW STREET PATTERNS AND LOCATION AND RELOCATION OF SEWER AND WATER MAINS AND OTHER PUBLIC FACILITIES, AND OTHER PUBLIC ACTION, AND ACCORDINGLY, THIS BODY HEREBY (A) PLEDGES ITS COOPERATION IN HELPING TO CARRY OUT THE MODIFIED DEVELOPMENT PLAN: (B) REQUESTS THE VARIOUS OFFICIALS, DEPARTMENTS, BOARDS AND AGENCIES OF THE CITY OF DETROIT HAVING ADMINISTRATIVE RESPONSIBILITIES IN THE PREMISES LIKEWISE TO COOPERATE TO SUCH END AND TO EXERCISE THEIR RESPECTIVE FUNCTIONS AND POWERS IN A MANNER CONSISTENT WITH THE MODIFIED DEVELOPMENT PLAN: AND (C) STANDS READY TO CONSIDER AND TAKE APPROPRIATE ACTION UPON PROPOSALS AND MEASURES DE-

SIGNED TO EFFECTUATE THE MODIFIED DEVELOPMENT PLAN.

Section 2. All ordinances or resolutions in conflict with the provisions of this ordinance and the extent of such conflict are hereby repealed.

Section 3. This ordinance is declared necessary for the preservation of the peace, health, safety and welfare of the people of the City of Detroit and is hereby given immediate effect.

Approved as to form:

JOHN HATHAWAY

Acting Corporation Counsel

Read twice by title, ordered printed and laid on the table.

RESOLUTION SETTING HEARING
By Council Member Kelley:

Resolved, That a public hearing will be held by this body in the Committee Room, 13th Floor of the City-County Building, on THURSDAY, JULY 29, 1976 AT 10:00 A.M., at which time all interested persons are invited to be present and be heard as to their views on the foregoing proposed ordinance to amend Chapter 2, adopting the modified development plan and feasibility of relocation for Kercheval-McClellan Rehabilitation Project.

Adopted as follows:

Yeas — Council Members Browne, Cleveland, Henderson, Hood, Kelley, Mahaffey, Rogell, and President Levin — 8.

Nays — None.

**Environmental Protection and
Maintenance Department
City Engineering Division**

June 29, 1976

Honorable City Council:

Re: Petition No. 3569 — Central Bible Mission. Conversion to Easement of the north-south 14 foot wide alley south of Myrtle Avenue between Twelfth and Harrison.

The above petition requests the conversion of the above described alley 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 Henderson:

RESOLVED, That all that part of the north-south public alley, 14 feet wide, abutting the rear line of lots

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430 to 432 and the northerly 16 feet of lot 429, the entire width of the above described alley having been platted in "Crane and Wesson's Section of the Jones Farm so-called, being a subdivision of lots 5 and 6 in the plat of the division between the heirs of Louis Lignon on the Lignon Farm, so-called", lying north of the Chicago Road and known as Private Claim 27 confirmed to Jacques Peltier, Detroit, Wayne County, Michigan, as recorded in Liber 2, Page 5, 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 or 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, Henderson, Hood, Kelley, Mahaffey, Rogell, and President Levin — 8.

Nays — None.

Environmental Protection and Maintenance Department

June 28, 1976

Honorable City Council:

Re: Petition No. 3922, E. Olson, Remove garage debris from 8299 Montlieu without charge.

Returned herewith is Petition No. 3922 by E. Olson requesting the removal of garage debris from 8299 Montlieu.

The above petition was investigated by our Environmental Control Section on June 7, 1976 and a report from them advises that in view of the unfortunate circumstances surrounding this complaint it is recommended that the debris be removed and the fee for the removal be waived.

Respectfully submitted,

JAMES W. WATTS

Director

By Council Member Hood:

Resolved, That the Environmental Protection and Maintenance Department be and it is hereby authorized and directed to remove garage debris from 8299 Montlieu, Detroit, Michigan free of charge in accordance with the foregoing communication.

Adopted as follows:

Yeas — Council Members Browne, Cleveland, Henderson, Hood, Kelley, Mahaffey, Rogell, and President Levin — 8.

Nays — None.

Environmental Protection and Maintenance Department

June 29, 1976

Honorable City Council:

Re: Petition No. 3979, Wanda Krzimirski. For free removal of debris at 7235 Rutherford.

Returned herewith is Petition No. 3979 by Wanda Krzimirski requesting free removal of debris at 7235 Rutherford.

The above Petition was referred to our Environmental Control Section for investigation and report. Their findings reveal that the unfortunate circumstances surrounding Wanda Krzimirski's situation qualifies her for assistance.

The Environmental Protection and Maintenance Department, viewing this as a hardship case recommends that the debris be removed without charge.

Respectfully submitted,

JAMES W. WATTS

Director

By Council Member Hood:

Resolved, That the Environmental Protection and Maintenance Department be and it is hereby authorized and directed to remove debris at 7235 Rutherford, Detroit, Michigan free of