

The City Planning Commission addressed the three initial steps necessary in the creation of a DIA. These are:

- a) designation of Greektown as a DIA
- b) appointment of Christopher Wzacny and Associates, Inc. as the designer at a fee of \$12,300
- c) approval of a tentative special assessment district and preparation of a special assessment district roll to defray the designer's fee.

After having considerable discussion on the above points and having no major concerns arise, the City Planning Commission felt that the petitioner's request should be supported. The City Planning Commission also indicated that the proposed Greektown Development Improvement Area would further enhance the character and vitality of the area through the intended treatment to the building facades and additional street improvements.

The City Planning Commission, thus, advises the City Council of its support of a Greektown Development Improvement Area and the petitioner's request and recommends that the City Council hold a public hearing on the establishment of a Development Improvement Area in the Greektown Area. It further recommends that City Council appoint the suggested architect, Christopher Wzacny and Associates, at the established fee and direct the Board of Assessors to prepare a special assessment roll for the area under consideration to defray the cost of the architect.

Respectfully submitted,
 JUDITH ROBINSON,
 Acting Director

By Council Member Hood:

WHEREAS, Pursuant to Section 140.0000 of the Zoning Ordinance this City Council has the authority to establish Development Improvement Areas in the City of Detroit,

WHEREAS, Property owners have petitioned for the establishment of a Development Improvement Area in Greektown,

WHEREAS, the Ordinance provides that prior to the establishment of said district a hearing shall be held on the proposed establishment at which time all property owners within the area requesting designation shall be notified so that they may be heard on the matter;

NOW THEREFORE Be It Resolved, That on TUESDAY, JANUARY 25, 1977 at 10:00 A.M. in the Committee Room, 13th Floor of the City-County Building, a public hearing be held on the establishment of a Development Improvement Area in the Greektown area, in the City of Detroit, and more fully described in the attached legal description, (Exhibit "A") and

Be It Further Resolved, That the City Clerk shall cause a notice of such hearing to be published, at least

twice, in a daily paper of general circulation at least ten days prior to the time fixed for the hearing. That such notice shall state the nature of the proposal and that it is proposed to levy an assessment upon land or lands within the area described in the petition.

Be It Further Resolved, That at least ten days prior to the hearing that the City Clerk shall notify property owners within the area of said hearing by first class mail sent to them at the address appearing on the most recent tax rolls of the City of Detroit.

EXHIBIT "A"

Land in the City of Detroit, County of Wayne, State of Michigan, described as follows:

All properties having frontage on both sides of Monroe between Beaubien and St. Antoine.

More specifically described as:

Lots 5 through 9, Antoine Beaubien Farm, L. 27 P. 197-9 Deeds, WCR 3-4

Lots 141 and 142, Also South 53.9 ft. of Lots 139 and 140, Beaubien Farm, L. 6 P. 475-8 City Records 3-3

Lots 7 through 9, Lots 16 through 18, Antoine Beaubien Farm, L. 27 P. 197-9 Deeds, WCR 3-3

Lots 127 through 130, Beaubien Farm, L. 6 P. 475-8 City Records, 3-3

Adopted as follows:

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

Nays — None.

Environmental Protection and Maintenance Department
 December 14, 1976

Honorable City Council:

Re: Petition No. 1927 — Board of Education, Western High School (Bagley & Scotten), Street and Alley Vacations.

As a part of the expansion of the Western High School, the Board of Education has petitioned to vacate certain streets and alleys in the area bounded by Scotten, Hubbard, Porter, and Bagley.

The requested vacations were 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:

The Detroit Edison Company, Michigan Bell Telephone Company, and the Michigan Consolidated Gas Company have reported that they have reached agreement concerning the relocation of their facilities from the streets and alleys to be vacated.

The Board of Education has issued Purchase Orders for the work to be performed by these departments:

Water and Sewerage Department
 Water Supply Section — Purchase Order No. 22676, for the estimated cost to abandon the 4 inch water

main in Palms Avenue, \$1,500.00.

Sewer Design Section — Purchase Order No. 12373, for the estimated costs of plan review and construction inspection of sewer relocations necessitated by the vacations, \$2,000.00.

Sewer Maintenance Division — Purchase Order No. 22679, for the estimated costs of plan review and construction inspection of the construction of two catch basins. One each at the entrance to Page and Palms Streets, \$1,000.00.

Fire Department — Purchase Order No. 23827, for the estimated cost to relocate fire hydrants from the area to be vacated, \$3,000.00.

Public Lighting Department — Purchase Order No. 12372, for the estimated cost to remove and relocate lighting facilities, \$27,000.00.

Environmental Protection & Maintenance Department - Street Intersection Fund — Purchase Order No. 22677, for the original cost of paving the streets that intersect the streets and alleys to be vacated, \$930.00.

Department of Transportation — Purchase Order No. 22678, for the cost to remove street signs, \$37.32.

Proper provisions are contained in the vacating resolution protecting the City's interest in the sewers to remain in Page and Ida Streets.

All other City departments have reported that they are not involved or that they have reached satisfactory agreement with the petitioner.

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

Respectfully submitted,
JAMES W. WATTS,
Director

By Council Member Cleveland:

RESOLVED, That all that part of Page Street, 50 feet wide, lying between and abutting the easterly line of Scotten Avenue and the easterly line of the 20 foot wide north-south alley first east of Scotten Avenue; also

All that part of Palms Avenue, 50 feet wide, lying between and abutting the southerly line of Bagley Avenue and the northerly line of the 18 foot wide east-west alley first northerly of Page Street; also

All that part of the north-south public alley, 20 feet wide, first east of Scotten Avenue, between Page Street and Bagley Avenue; also

All that part of the east-west public alley, 18 feet wide, first northerly of and parallel to Page Street, between the north-south alley first east of Scotten and the north-south 20 foot wide alley first west of Hubbard; also

All that part of the east-west public alley, 18 feet wide, first southerly of Bagley, between Palms Avenue and the westerly line of the 20 foot wide north-south alley first westerly of Hubbard; also

All that part of the easements

created in the vacating resolution adopted on December 28, 1973 (J.C.C. Pages 3253-3255) vacating Page Street from the alley east of Scotten to the alley west of Hubbard; also Ida Avenue within the same boundaries;

All of the above appear in the following subdivisions:

"Schmidt and Lemkes Subdivision" of the south $\frac{1}{2}$ of Outlot 69 and Lot 5 of the Subdivision of Outlot 68, Private Claim 563, J. B. Campau Farm, Detroit, Wayne County, Michigan, as recorded in Liber 20, Page 74, Plat, Wayne County records; also

"Frederick and Schleyer's Subdivision" of lots 1 and 2, Daniel Scotten's Subdivision of lot 67, Private Claim 563, and lots 1 and 2 of Daniel Scotten's Subdivision of lot 68, Private Claim 563, Detroit, Wayne County, Michigan, as recorded in Liber 20, Page 13, Plats, Wayne County records; also

"Daniel Scotten's Subdivision of lot 68 of the subdivision of Private Claim 563," J. B. Campau Farm, Township of Springwells (now Detroit), Wayne County, Michigan, as recorded in Liber 1, Page 190, Plats, Wayne County records; also

"Daniel Scotten's Subdivision of lot 67 of the subdivision of Private Claim 563", J. B. Campau Farm (so called) and lots 44, 45, 46, 47, and 48 of Daniel Scotten's Subdivision of that part of Private Claim 77 lying west of Indiana Avenue and between lots 18 and 19 of Bela Hubbard's Subdivision of said Private Claim 77, Township of Springwells (now Detroit), Wayne County, Michigan, T.2S., R.11E., as recorded in Liber 5, Page 43, Plats, Wayne County records; also

"Soellner's Park View Subdivision" of part of Private Claim 563, Detroit, Wayne County, Michigan, as recorded in Liber 23, Page 15, Plats, Wayne County records.

Be and the same are hereby vacated as public streets, alleys, and those easements created in the resolution adopted on December 28, 1973 (J.C.C. Pages 3253 to 3255) to become a part and parcel of the abutting property, subject to the following new easements:

Subsurface easements are hereby retained for underground utilities in the following portions of the above described alleys:

1) The northerly 235.55 feet of the north-south alley, 20 feet wide, first easterly of Scotten Avenue Page Street and Bagley Avenue; also

2) The easterly 20 feet of the east-west alley, 18 feet wide, first southerly of Bagley Avenue, between Palms Avenue and the westerly line of the 20 foot wide north-south alley first westerly of Hubbard,

which easements 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 alleys and by their heirs, ex-
ecutors, administrators and assigns,
forever to wit:

FIRST, said owners hereby grant to
and for the use of the public subsur-
face easements or rights of way under
said vacated public alleys hereinabove
described for the purposes of main-
taining, installing, repairing, re-
moving, or replacing public utilities
such as water mains, sewers gas lines
or mains, telephone, electric light
or conduits 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 En-
vironmental Protection and Mainte-
nance Department,

THIRD, that if at any time in the
future the owners of any lots abut-
ting on said vacated alley shall re-
quest the removal and/or relocation
of any existing utilities in said ease-
ment, such owners, upon whose prop-
erty 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 ac-
cordance with Section 2, mentioned
above, then in such event the peti-
tioner 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 Detroit Water
and Sewerage Department be and is
hereby authorized to review the
drawings and to issue a permit to the
Petitioner (No. 1927) for the reloca-
tion, by private contract, of the ex-
isting lateral sewer in the alley east
of Scotten between Bagley and Page
and the existing lateral sewer in the
alley west of Hubbard between the
alleys north and south of Ida. Be it
further

RESOLVED That the entire work is
to be performed in accordance with
plans approved by the Detroit Water
and Sewerage Department and con-
structed subject to the inspection
and approval of the Detroit Water
and Sewerage Department. Be it fur-
ther

RESOLVED, That the entire cost of
the sewer construction, including

inspection, survey, and engineering,
shall be borne by the Petitioner. Be it
further

RESOLVED, That the Petitioner
furnish the Detroit Water and
Sewerage Department, a synthetic
(MYLAR) reproduction of the sewer
drawings which were prepared for
him by a registered professional engi-
neer. Be it further

RESOLVED, That upon satisfactory
completion of the sewer construction,
the relocated sewer shall be City
property and become part of the City
sewer system.

In conjunction with the need to
relocate some sewers, the Detroit
Water and Sewerage Department will
need a purchase order for \$2,000.00 to
cover the estimated cost of plan re-
view and construction inspection.

The proposed easement east of
Scotten and south of Bagley, across
Lot 7, must be increased in width
from 20 feet to 30 feet to accom-
modate both sewer and PLD.

Adopted as follows:

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

Nays — None.

**Environmental Protection and
Maintenance Department**

December 16, 1976

Honorable City Council:

Re: Petition No 3197 — American
Linen Supply Co. (Petition
originally filed under Melrose
Linen Service). Vacate a portion
of alley east of Crane south of
Forest.

The above petition requests the
vacation of a portion of the north-
south alley first east of Crane and
south of Forest.

The petition was originally filed by
the Melrose Linen Service; however,
the property has since been
purchased by the American Linen
Supply Company. The new owners
have requested that the petition be
continued.

The petition has been amended to
request only the northealy 101.08 feet
of the north-south alley be vacated.

The requested vacation was ap-
proved by the Community and Eco-
nomic Development Department. The
petition was then referred to us for
investigation and report. Our report,
accompanied by the original report is
as follows:

The petitioner has deposited \$121.00
with the City Treasurer (Receipt No.
B 19062) for the original cost of pav-
ing the south one-half of Forest
Avenue at the intersection with the
alley to be vacated.

The petitioner has requested that
the paved alley return at the en-
trance to the alley to be vacated re-
main in its present status as the peti-
tioner plans to utilize same, and has
agreed by letter filed with the