

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

FIRST, said owners hereby grant to and for the use of the public subterranean easements or rights of way under said vacated public alleys hereinabove described for the purposes of maintaining, installing, repairing, retaining, 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 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 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 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 relocation, by private contract, of the existing 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 constructed subject to the inspection and approval of the Detroit Water and Sewerage Department. Be it further

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 engineer. 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 review 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 accommodate 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 northerly 101.08 feet of the north-south alley be vacated.

The requested vacation 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 report is as follows:

The petitioner has deposited \$121.00 with the City Treasurer (Receipt No. B 19062) for the original cost of paving 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 entrance to the alley to be vacated remain in its present status as the petitioner plans to utilize same, and has agreed by letter filed with the

original petition to pay all costs incidental to the removal of same whenever the discontinuance of use makes such removal necessary.

An easement is reserved in the vacating resolution for the Detroit Edison Company, the Michigan Bell Telephone Company, and the Public Lighting Department for the maintenance of their installations located in the alley 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.

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 northerly 101.08 feet of the north-south public alley, 10 feet wide, in the block bounded by Crane, Rohns, Yates, and Forest Avenues, abutting the westerly line of Lot 8 and having been platted entirely in Low and Yerkes Subdivision of Lot 138 of John M. Brewers Crane Avenue Subdivision and Lots 47, 50, 51, 54, 55, 58, 59, 62 and northerly 130.61 feet of Lot 63 of P.C. 644 between Mack and Gratiot Avenues, also the easterly part of P.C. 154 south of Canfield Avenue, City of Detroit, Wayne County, Michigan, as recorded in Liber 27, Page 92, Plats, Wayne County records,

Be and the same is hereby vacated as a public alley and is hereby converted into an 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 Detroit Edison Company, the Michigan Bell Telephone Company, and the Public Lighting Department 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 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 purposes 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 Detroit Edison Company, the Michigan Bell Telephone Company, and the Public Lighting 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 \$370,100 from the Department of 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 or such broken or damaged utility, and be it further

RESOLVED, That if at any time in the future it becomes necessary to remove the paved alley return at the entrance to the vacated alley, such removal will be done under City permit and inspection and according to Environmental Protection and Maintenance Department specifications with the entire cost borne by the petitioner, his assigns, or his heirs.

Adopted as follows:

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

Nays — None.

Department of Health

December 17, 1976

Honorable City Council:

Re: Grant — Lead-Based Paint Poisoning Control Program

The Detroit Health Department, recognizing the danger to children from the ingestion of lead-based paints, has been operating a Lead-Based Paint Poisoning Control Program, which has been jointly funded by Federal and City funds.

The most significant problem facing us is finding and treating the unknown number of children living in housing where lead-based paints have been used over the years, who have ingested lead, have no symptoms and perhaps continue to ingest lead.

A project submission to continue funding the lead-based paint poisoning control program has been made to the Department of Health, Education and Welfare, and we have received notification that the amount which will be allocated effective December 1, 1976 through November 30, 1977 is \$370,100. This grant award is intended to provide for personnel