

Springwells, Wayne County, Michigan. T2S., R.11E., Rec'd L.6, P.67, Plats, W.C.R.

which is a vacant lot measuring 30' x 164.50' and zoned R-2.

Now, Therefore Be It Resolved, that, in accordance with the Offer to Purchase, the CEDD Director be authorized to furnish Title Insurance and to issue a Quit Claim Deed for the described property to purchaser upon payment of the purchase price with the deed to include an attachment clause.

Recommended:

RONALD J. HEWITT
Director, CEDD

Adopted as follows:

Yeas — Council Members Eberhard, Hood, Kelley, McFadden, and President Pro Tem Mahaffey — 5.

Nays — None.

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

August 22, 1978

Honorable City Council:

Re: Petition Nos. 246 and 3340, General Motors Corporation. Vacation of Crawford from Fort Street to the Railroad Right-of-Way south of Fort Street and the alley south of Fort Street, between Crawford and Livernois.

The above petition requests the vacation of Crawford Avenue and the alley within the above limits. 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 petition is as follows:

The petitioner has made the following deposit with the City Treasurer, which has been credited to the department and account named, for the purpose indicated:

Department of Transportation \$20.00 for the removal of street signs from the street to be vacated.

The petitioner has also requested that the paved return at the entrance to the alley to be vacated and the street to be vacated remain in their present status as the petitioner plans to utilize same, and had 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 Public Lighting Department and the Water and Sewerage Department for the maintenance of their installations located in the public right-of-ways to be vacated.

The petitioner has requested that the lighting fixtures remain on the poles and has agreed to arrange a yearly maintenance fee with the Public Lighting Department.

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 therein.

The adoption of the attached resolution is recommended.

Respectfully submitted,
LOUIS W. KLEI
City Engineer

Approved:

JAMES W. WATTS
Director

By Council Member Hood:

Resolved, that all that part of Crawford Avenue, 66 feet wide, lying between and abutting the southerly line of Fort Street and the northerly line of the Wabash Railroad Right-of-Way: also

All that part of the east-west public alley, 20 feet wide, first south of Fort Street and lying between and abutting the easterly line of Crawford Avenue, 66 feet wide, and the westerly line of Livernois Avenue, 66 feet wide,

All of the above appear in the following subdivisions:

1) Plat of Pohl's Subdivision of part of lots 58, 59 and 60 and Crawford's Subdivision of lots 62 and 63 of the Subdivision of Crawford's Fort Tract, Springwells, Wayne County, Michigan as recorded in Liber 3, Page 88, Plats, Wayne County records; and

2) Plat of the Subdivision of Crawford's Fort Tract being Private Claim No. 270, the east part of Private Claim No. 267, and the west part of Private Claim No. 268, Springwells, Wayne County, Michigan, as recorded in LIBER ¼, Page 6, Plats, Wayne County records; and

3) J. T. Turnbull's Subdivision of the northerly 397 feet of lots 58, 59, and 60 of Crawford's Fort Tract, Springwells (Detroit) Wayne County, Michigan, as recorded in Liber 24, Page 87, Plats, Wayne County records; and

4) Kurth's Subdivision of Lot 61 of Crawford's Subdivision of Fort Tract being part of Private Claim No. 268 lying along the east line of Crawford Avenue and between Fort Street and W. St. L. and P.R.R. as recorded in Liber 10, Page 5, Plats, Wayne County records; and

5) Kurth's Resubdivision of Lots 1, 2, 3 and 4 of Kurth's Subdivision of Lot 61 of Crawford's Subdivision of the Fort Tract being part of Private Claim 268 lying along the east line of Craw-

ford Avenue and between Fort Street and the W. St. L. and P.R.R., as recorded in Liber 23, Page 89, Plats, Wayne County records; and

6) Daniel Scotten's Subdivision of that part of Private Claim 32, and the east 735.90 feet of Private Claim 268, lying between Fort Street and River Road, Town of Springwells (now Detroit) Wayne County, Michigan, as recorded in Liber 9, Page 19, Plats, Wayne County records; and

7) Daniel Scotten's Subdivision of that part of Private Claim 268 lying between Fort Street and Sword Avenue and west of Artillery Avenue of Daniel Scotten's Subdivision of that part of Private Claim 32 and the easterly part of Private Claim 268, lying between Fort Street and the River Road, Township of Springwells, Wayne County, Michigan, as recorded in Liber 20, Page 66, Plats, Wayne County records;

Be and the same are hereby vacated as public street and alley and are hereby converted into an easement of the full width of the street and alley for the Detroit Edison Company, the Public Lighting Department and the Water and Sewerage Department, 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 street and 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 Public Lighting Department and the Water and Sewerage Department easements or rights of way over said vacated public street and alley hereinabove described for the purposes of maintaining, installing, repairing, removing, or replacing public utilities such as water mains, sewers, electric light conduits or poles or things usually placed or installed in a public street or alley in the City of Detroit, with the right to ingress and egress at any time to and over said easements 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, not any change of surface grade made, without prior approval by the Detroit Edison Company, the Public Lighting Department and the Water and Sewerage Department.

THIRD, that if at any time in the future the owners of any lots abutting on said vacated street and 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; and be it further

Resolved, that if at any time in the future it becomes necessary to remove the paved street or alley returns, such removal shall be done under City permit and inspection and according to Environmental Protection and Maintenance Department specifications with the entire cost borne by the petitioner; and be it further

Resolved, the City Clerk is hereby authorized and directed to send a copy of this resolution to the Detroit Edison Company, the Michigan Bell Telephone Company, and the Michigan Consolidated Gas Company.

Adopted as follows:

Yeas — Council Members Eberhard, Hood, Kelley, McFadden, and President Pro Tem Mahaffey — 5.

Nays — None.

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

August 24, 1978

Honorable City Council:

Re: Petition No. 5945. Henry Ford Hospital. Conversion to Easement of Bethune Avenue, between Byron and the John Lodge Freeway.

The above petition requests the conversion of the above described street; 60 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:

The petitioner has made the following deposits with the City Treasurer, which have been credited to