

as public alleys and are hereby converted into public easements of the full width of the alleys, 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, 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 alleys 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 building or structure 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 alleys 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 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 City Clerk is hereby 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 Cleveland, Cockrel, Eberhard, Hood, Kelley, Mahaffey, McFadden, Rogell, and President Henderson — 9.

Nays — None.

Environmental Protection & Maintenance Department

September 6, 1978

Honorable City Council:

Re: Petition No. 129. Ferro Manufacturing Corp. Vacation of the public utility easement in the block easterly of Rivard Street, between Franklin and Woodbridge.

The above petition requests the vacation of the above described public utility easement which was formerly an alley which was converted to an easement by your Honorable Body on January 25, 1978 (J.C.C. Pages 165-166). The petition was 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 vacation of said easement or that they have reached satisfactory agreements with the petitioner regarding their installation therein.

The adoption of the attached resolution is recommended.

Respectfully submitted,

LOUIS W. KLEI
City Engineer

By Council Member Mahaffey:

Resolved, that all that part of the public utility easement 15 feet wide, east of Rivard between Franklin and Woodbridge, formerly a public alley which was converted to a public utility easement on January 25, 1977, J.C.C. pages 165-166, said easement abuts the rear line of lots 25 to 27 and lots 28 to 30 all inclusive of the Plat of Part of the Rivard Farm, as surveyed into lots for H.M. Campbell and T.B. Clark, Proprietors, Detroit, Wayne County, Michigan as recorded in Liber 6, Page 52, City Records,

Be and the same is hereby vacated as a public utility easement to become a part and parcel of the abutting property.

Adopted as follows:

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

Nays — None.

Environmental Protection & Maintenance Department

City Engineering Division, EPMD

September 6, 1978

Honorable City Council:

Re: Petition No. 5615. William H. Winslaw, et al. Conversion to Easement of the north-south alley in the block bounded by the Jeffries Freeway, Grand River, West Grand Boulevard and Vinewood.

The above petition requests the conversion of the above described 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,
LOUIS W. KLEI
City Engineer

Approved:
JAMES W. WATTS
Director

By Council Member Mahaffey:
Resolved, that all that part of the north-south public alley, 20 feet wide, in the block bounded by West Grand Boulevard, Vinewood, the Jeffries Freeway and Grand River lying between and abutting the northerly line of the Jeffries Freeway and the southerly line of the 20 foot wide east-west alley in the same block all being in Block 1 of Scovel's Subdivision of the W½ of the Fractional Section No. 2, T. 2 S., R. 11 E., as recorded in Liber 11, Page 97, 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 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 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 City Clerk is hereby 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 Cleveland, Cockrel, Eberhard, Hood, Kelley, Mahaffey, McFadden, Rogell, and President Henderson — 9.
Nays — None.

Environmental Protection & Maintenance Department

September 5, 1978

Honorable City Council:
Re: Petition No. 5703. Kelel Dodge Inc., et al. Temporarily Close the alley north of Grand River between Fielding and Stout for a three year period.

Returned herewith is Petition No. 5703 of Kelel Dodge, Inc., et al, requesting the temporary closing of the east-west alley in the block bounded by Fielding, Stout, Grand River and Verne.

The temporary closing was approved by the Community and Economic Development Department with certain restrictions.

All City Departments and privately owned utilities have reported that they have no objections to the temporary closing as long as the resolution grants them right of ingress and egress to their facilities.

An appropriate resolution containing all of the necessary provisions including those recommended by the Community and Economic Develop-