

December 12

McFadden, Rogell, and President Henderson — 8.
Nays — None.

Department of Public Works

December 6, 1979

Honorable City Council:

The Department of Public Works recommends the deletion of the following sidewalk assessments confirmed by Your Honorable Body on September 12, 1979, same having been paid on Accounts Receivable Bills:

Roll 21-X, Lot 303; W. S. Mettetal between Glendale and Fullerton, delete \$153.05, Bill No. 30513, Item No. 60641, Treas. Receipt No. 45519.

Roll 24-X, N. 29 Ft. of Lot 362; S. 22 Ft. of Lot 363; E. S. Asbury Pk. between Davison and Schoolcraft, delete \$175.95, Bill No. 30889, Item No. 61268, Treas. Receipt No. 45518.

Roll 27-X, Lots 267 & 268; W. S. Mettetal between Schoolcraft and Davison, delete \$65.45, Partial Payment, Bill No. 31174, Item No. 60605-6, Treas. Receipt No. 32381.

Respectfully submitted,

JAMES W. WATTS

Director

By Council Member Cockrel:

RESOLVED, That the City Treasurer be and he is hereby authorized to make the above-mentioned deletions.

Adopted as follows:

Yeas — Council Members Cockrel, Eberhard, Hood, Kelley, Mahaffey, McFadden, Rogell, and President Henderson — 8.

Nays — None.

Department of Public Works

November 30, 1979

Honorable City Council:

On October 24, 1979, Your Honorable Body confirmed Repair Sidewalk Assessment Rolls 28-X thru 40-X. The City Treasurer has accepted additional payments for several items applied to the following rolls.

To remove these payments from the rolls, we offer the following resolution.

Respectfully submitted,

JAMES W. WATTS

Director

By Council Member Cockrel:

RESOLVED, That the City Treasurer be and he is hereby authorized to make the following deletions:

Roll 29-X, Lot 36; E. S. Woodmont between Glendale and W. Davison, delete \$10.00, Partial Payment, Bill No. 31390, Item No. 62665, Treas. Receipt No. 13287.

Roll 33-X, Lot 101; E. S. Mansfield between Schoolcraft and Kendall, delete \$25.00, Partial Payment, Bill No.

31771, Item No. 57155, Treas. Receipt No. 13280.

Roll 34-X, Lot 21; W. S. St. Marys between Kendall and Schoolcraft, delete \$25.00, Partial Payment, Bill No. 31884, Item No. 59182, Treas. Receipt No. 15209.

Adopted as follows:

Yeas — Council Members Cockrel, Eberhard, Hood, Kelley, Mahaffey, McFadden, Rogell, and President Henderson — 8.

Nays — None.

Department of Public Works

December 7, 1979

Honorable City Council:

Re: Petition No. 2853. Crowley, Milner and Company. Conversion to easement of a portion of Seventeenth between Fort and Lafayette and a portion of the east-west alley west of Seventeenth.

The above petition requests the conversion of the above described portion of street and 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:

The petitioner has requested that the paved return at the entrance to Seventeenth Street at Lafayette and Fort remain in their 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.

The petitioner, in order to speed completion of the request has by letter agreed to pay the necessary costs for required utility relocations or alterations.

All other involved City Departments and privately-owned utility companies reported that they have no objections to the conversions of public right-of-ways into easements provided that proper provisions are incorporated into the vacating resolution protecting their installations located therein.

The adoption of the attached resolution is recommended.

Respectfully submitted,

LOUIS W. KLEI

City Engineer

Approved:

JAMES W. WATTS

Director

By Council Member Cockrel:

RESOLVED, That all that part of

Seventeenth Street, 60 feet wide, between Fort Street and Lafayette Boulevard abutting the easterly line of lots 25, 34, 37, 42 and the southerly 25 feet of lot 45, and the east-west alley, 20 feet wide between lots 25 and 34; and abutting the westerly line of lots 24, 35, 36, 43, and the southerly 32.60 feet of lot 44, and the vacated east-west alley, 20 feet wide, between lots 24 and 35, all inclusive of the Plat of the Subdivision of part of Private Claim 473, known as the Stanton Farm, as recorded in Liber 47, Pages 558 and 559, Deeds, Wayne County records; also

All that part of the east-west public alley, 20 feet wide, in the block bounded by Eighteenth, Seventeenth West Fort and Lafayette lying southerly of and abutting the southerly line of lot 34 and lying northerly of and abutting the northerly line of lot 25 and the easterly 37.36 feet of lot 26, all inclusive of the above mentioned subdivision;

Be and the same are hereby vacated as public street and alley and are hereby converted into a public easement of the full width of the street and 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 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 public 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, 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 Department of Public Works.

THIRD, that if at any time in the future the owners of any lots abutting on said vacated street or 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 in the future, the petitioner or his assigns allows the surface grade to be changed in a manner which would not allow street water drainage to flow to the existing catch basins located in Seventeenth north of Fort Street, then it would be necessary to install new catch basins in Lafayette and the total cost of such construction will be borne by the petitioner or his assigns.

Adopted as follows:

Yeas — Council Members Cockrel, Eberhard, Hood, Kelley, Mahaffey, McFadden, Rogell, and President Henderson — 8.

Nays — None.

Department of Public Works

November 16, 1979

Honorable City Council:

Re: Petition No. 2435, Ramzy Najor, Requesting Permission to Place a Rubbish Compactor in the Alley at the Rear of 2819 East Seven Mile Road.

Returned, herewith, is petition No. 2435 of Mr. Ramzy Najor, to place a rubbish compactor in the alley at the rear of 2819 East Seven Mile Road.

All City departments and privately owned utility companies have no objection to the proposed encroachment.

An appropriate resolution is attached for your Honorable Body's consideration and recommend approval of same.

Respectfully submitted,
LOUIS W. KLEI
City Engineer

Approved:

JAMES W. WATTS
Director

By Council Member McFadden:

RESOLVED, That the Department of Public Works be and it is hereby authorized and directed to issue permits to Mr. Ramzy (2435) to place a rubbish