

ment is hereby authorized and directed to cause the owner to vacate that portion of the underground area-way (vault) by blocking off and backfilling the encroachment consisting of that portion of the basement area extending into the public right-of-way of Washington Boulevard from the Empire Building at 1448-58 Washington Boulevard more specifically described as Lot 15, Section 8 of the Governor and Judges Plan in the City of Detroit, Wayne County, Michigan.

AND FURTHER BE IT RESOLVED That the City of Detroit hereby revokes the owner's right of encroachment at the above stated public right-of-way.

Adopted as follows:

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

Nays — None.

Community & Economic Development Department

March 5, 1979

Honorable City Council:

Re: Granting of Industrial Facilities Exemption Certificate at 19250 Plymouth Road, Petition No. 5422 (Second Certificate).

Representatives of the Assessors Division of the Finance Department and the Industrial and Commercial Development Division of the Community and Economic Development Department have reviewed the application of the following company which requests the granting of an Industrial Facilities Exemption Certificate.

Based on discussions with the company and examination of the submitted application, we are convinced this company meets the criteria for tax relief as set forth in Public Act 198 of 1974.

Name of Company: Davis Tool & Engineering Co.

Address: 19250 Plymouth Rd.

Type of Business and Investment: The Company is making a 2,400 sq. ft. building addition which will house a new 1,600 ton press. Also included will be the addition of necessary electrical components needed to operate the press.

Investment Amount: Real, \$111,000; Personal, \$1,500,970; Total, \$1,611,970.

Employment: Existing, 157; Projected Additions, Retention.

Located in: Plant Rehabilitation, District No. 50.

Type of Application: New.

Filed During first 12 months.

We respectfully suggest that a dis-

ussion on Petition No. 5422 be scheduled for the purpose of considering granting of an Industrial Facilities Exemption Certificate.

Respectfully submitted,

RONALD J. HEWITT

Director

Community & Economic Development Department

PAUL R. THOMPSON, JR.

Finance Director

JUNE RIDGWAY,

Assessor

Assessment Division, Finance Department

From the Clerk

March 28, 1979

Honorable City Council:

In accordance with the opinion of the Law Department as shown in proceedings of April 19, 1978 (p. 971-72) and the foregoing recommendation from the Community and Economic Development, a discussion is hereby scheduled in the Committee Room, 13th Floor of the City-County Building, on TUESDAY, APRIL 10, 1979 AT 10:10 A.M. on the application of Davis Tool & Engineering Co. (5422) for a second Industrial Facilities Exemption Certificate at 19250 Plymouth Rd.

Notices have been sent to all the taxing authorities advising that they will be afforded an opportunity for a hearing at the date of the discussion should they so desire to appear.

Respectfully submitted,

JAMES H. BRADLEY

City Clerk

Received and placed on file.

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

March 19, 1979

Honorable City Council:

Re: Petition No. 5890. General Motors Corporation. Conversion to Easement of Euclid Avenue west of St. Aubin and the east-west alley south of Euclid west of St. Aubin.

The above petition requested the vacation of the above described street and alley into an easement for public utilities. Subsequently, the petitioner has requested that his petition be changed from the vacation of the above mentioned public right-of-way to a request for the conversion of same to an easement for public utilities.

The requested conversion into easement for public utilities was approved by the Community, Economic and Development Department. The petition was then referred to us for investigation and report. Our report, ac-

March 28

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 street and 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 Hood:

Resolved, that all that part of Euclid Avenue, 60 feet wide, between St. Aubin Avenue and the Grand Trunk Western Railroad right-of-way as opened on December 12, 1911, J.C.C. page 1932 described as "All that part of Out Lots 20, 21 and 22 plat and subdivision of Lots 5, 6, 7 and 8 in Quarter Section 42, 10,000 Acre Tract, described as follows:

Commencing at a point in the west line of St. Aubin Avenue, 17.16 feet north of the southeast corner of Lot 151 of William Y. Hamlin's subdivision of Out Lots 19 and 20 of Holbrook's subdivision of Quarter Section 42, 10,000 Acre Tract; thence westerly along the south line of Euclid Avenue east, extended, to a point in the easterly line of the Detroit Grand Haven and Milwaukee Railroad Company's right-of-way (now Grand Trunk Western Railroad); thence northerly along the said easterly right-of-way line 60.17 feet to a point in the north line of Euclid Avenue east extended, thence easterly along the northerly line of Euclid Avenue east, extended, to a point in the west line of St. Aubin Avenue; thence southerly along the west line of St. Aubin Avenue, 60 feet to the point of beginning"; also

All that part of the north-south public alley, 15 feet wide, west of St. Aubin, between Euclid Avenue and Vulcan Street lying between and abutting the rear line of lots 1, 2, 152, 153 and the southerly 17.16 of lots 3 and 151 inclusive of William Y. Hamlin's Subdivision of Lots 19 and 20 of Holbrook's Subdivision of Quarter Section 42, 10,000 Acre Tract, Hamtramck, Wayne County, Michigan as recorded in Liber 9, Page 61, Plats, Wayne County records.

Be and the same are hereby vacated as public streets and alley and are

hereby converted into a public easement of the full width of the streets 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 streets 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 streets 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 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 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.

Adopted as follows:

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

Nays — None.