

**Department of Public Works**

April 30, 1982

Honorable City Council:

Re: Petition No. 5684. Michigan Consolidated Gas Company Conversion to Easement of the East-West Block bounded by Lincoln, Gibson, Grand River and Martin Luther King Boulevard.

The above petition requests the conversion of the above described public 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:

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 Public Works — Intersection Fund, Receipt No. B25012 — \$394.00, for the original cost of paving the east one-half of Lincoln Avenue and the west one-half of Gibson Avenue at the intersection of the alley to be vacated.

The petitioner has requested that the paved returns at the entrance to the alley to be vacated 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.

All other involved City departments and privately-owned utility companies reported that they have no objections to the conversion of public right-of-way into easement 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 Cleveland:

Resolved, That all that part of the east-west public alley, 20 feet wide, in the block bounded by Lincoln, Gibson, Grand River and Martin Luther King, Jr. Boulevard, abutting the southerly line of Lot 6 and the northerly line of Lots 4 and 5, all inclusive of Hodges Brothers Subdivision of Outlots 98, 99, 102 and 103 Woodbridge

Farm, as recorded in Liber 1, Page 308, 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 utility easement or right-of-way in and over said vacated alley hereinabove described shall be forever accessible to the maintenance and inspection forces of the utility companies, or those specifically authorized by them, for the purposes of inspecting, installing, maintaining, repairing, removing, or replacing any sewer conduit, water main, gas line or main, telephone or light pole or any utility facility placed or installed in the utility easement or right-of-way.

The utility companies shall have the right to cross or use the driveways and yards of the adjoining properties for ingress and egress at any time to and over said utility easements with any necessary equipment to perform the above-mentioned tasks, with the understanding that the utility companies shall use due care in such crossing or use, and that any property damaged by the utility companies, other than that specifically prohibited by this resolution, shall be restored to a satisfactory condition,

Third, 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 of the Department of Public Works,

Fourth, 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 exist-

ing 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.

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Hood, Kelley, Mahaffey, Peoples, and President Henderson — 8.

Nays — None.

### Department of Public Works

April 28, 1982

Honorable City Council:

Re: Cancellation of Accounts Receivable for Cost of Cleaning Private Lots.

The Department of Public Works recommends cancellation of the 175 Accounts Receivable, totaling \$16,665.22, listed on the attached schedule. The Department considers them to be uncollectable because all properties have reverted to City of Detroit ownership.

Respectfully submitted,

JAMES W. WATTS

Director

Alco Universal, Inc.	F01547	VL1148	16	14797-9	1975	\$79.86
Sec'y of HUD	F01576	VL1152	15	12579	1975	41.16
Jesse Butler	F01577	VL1156	8	8438	1975	109.00
State of Michigan	F01584	VL1163	14	9137	1975	129.00
State of Michigan	F01586	VL1165	10	7859	1975	247.10
State of Michigan	F01587	VL1166	10	5016	1975	109.00
State of Michigan	F01590	VL1169	10	7853	1975	247.10
Leo Bell Shouts	F01592	VL1171	8	1222	1975	215.00
Elmer Partridge, Jr.	F01600	VL1179	14	8834	1975	215.00
Harry Dines	F01654	VL1183	4	3977	1975	47.20
Metro Det. Cit. Dev. Au.	F01657	VL1186	19	4106	1975	57.80
Janie Pentacost	F01658	VL1187	8	8690.001	1975	41.00
Sec'y of HUD	F01673	VL1202	16	13844	1975	35.00
Gil Homes of Michigan	F01692	VL1221	20	10534-5	1975	357.11
Sec'y of HUD	F12008	VL1267	14	4319	1975	139.36
Valley Die Cast Corp.	F12016	VL1275	15	13070-4	1975	102.98
Steven Bentheim	F12018	VL1277	13	10606	1975	159.24
Steven Bentheim	F12019	VL1278	11	1200	1975	45.94
Posey Parton	F12034	VL1293	15	1162	1975	40.73
Gil Investment Co.	F12036	VL1295	14	10710-1	1975	53.64
Frank A. Link	F12049	VL1308	18	6348	1975	59.40
Sec'y of HUD	F12061	VL1320	15	11496	1975	39.00
Sec'y. of HUD	F12065	VL1324	15	11481	1975	39.00
Sec'y. of HUD	F12067	VL1326	15	11497	1975	39.00
Sec'y. of HUD	F12099	VL1358	8	6902	1975	39.60
Sec'y. of HUD	F12112	VL1370	15	11491	1975	39.00
Sec'y. of HUD	F12113	VL1371	15	11492	1975	39.00
Sec'y. of HUD	F12162	VL1422	21	60210	1975	109.00
Sec'y. of HUD	F12163	VL1423	15	7880	1975	109.00
Sec'y. of HUD	F12165	VL1425	15	9612	1975	39.72
Sec'y. of HUD	F12168	VL1428	16	10599	1975	47.22
Sec'y. of HUD	F12169	VL1429	16	11844	1975	34.00
Sec'y. of HUD	F12191	VL1452	19	7215	1975	92.60
Sec'y. of HUD	F12216	VL1467	15	11450	1975	39.00
Sec'y. of HUD	F12221	VL1483	15	12298	1975	51.34
Sec'y. of HUD	F12223	VL1485	15	12296	1975	39.00
Sec'y. of HUD	F12224	VL1486	15	11460	1975	39.00
Sec'y of HUD	F12228	VL1490	16	6158	1975	145.98
Clarence Fennell	F13978	VL1522	16	13731	1975	25.00
Viola Lowe	F14381	VL1563	3	2143	1975	109.00
Sec'y. of HUD	F14388	VL1566	13	4672-3	1975	54.08
Sec'y. of HUD	F14395	VL1589	14	12482	1975	39.36
Sec'y of HUD	F14396	VL1590	14	12716	1975	39.36