

Resolved, That the Director of the Buildings and Safety Engineering Department be and he is hereby requested to have his department represented at said hearings before this Body.

Adopted as follows:

Yeas — Council Members Collins, Eberhard, Kelley, Mahaffey, Peoples, and President Henderson — 6.

Nays — None.

**Buildings and Safety
Engineering Department**

June 22, 1984

Honorable City Council:

Re: 1320 Hart.

The building at 1320 Hart is vacant, open to trespass and vandalized to the point that portions of the building have collapsed and the remainder is in a state of near collapse.

A Dangerous Building Notice has been issued and we are expediting all procedures relative to processing this notice. However, we feel that the building's condition requires immediate attention. Therefore, we have requested the City Engineering Department to take emergency measures to have the remainder of this building demolished immediately. We respectfully recommend that your Honorable Body concur with this action, and have the cost assessed as a lien against the property.

Respectfully submitted,
CREIGHTON C. LEDERER

Director

By Council Member Collins:

Resolved, That in accordance with the foregoing communication, the City Engineering Department be and it is hereby directed to institute immediate demolition proceedings to have the standing remains of structure at 1320 Hart removed and to assess the costs of same against the property.

Adopted as follows:

Yeas — Council Members Collins, Eberhard, Kelley, Mahaffey, Peoples, and President Henderson — 6.

Nays — None.

City Engineering Department

June 28, 1984

Honorable City Council:

Re: Petition No. 2366, Edward's Oil Service, Inc., Conversion to Easement of Ormond Avenue, East of Rouge Avenue.

The above petition requests the conversion of Ormond Avenue, 66 feet wide, easterly of Rouge Avenue, into an easement for public utilities. The requested conversion into easement for public utilities was approved by 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 that portion of Ormond Avenue, to be vacated, remain in its 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 has also requested that the proposed installation of new catch basins to prevent storm water from entering the portion of street to become private property and has agreed to maintain the existing basins at an elevation which will allow storm water to drain to them and to install new basins if any future change is made in the existing elevations. The City Engineering Department has no objection to this proposal and has included the necessary provision in the attached resolution.

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

An appropriate resolution is attached for consideration by your Honorable Body.

Respectfully submitted,
CLYDE R. HOPKINS

Director

By Council Member Peoples:

RESOLVED, That all that part of Ormond Avenue, 66 feet wide, between Rouge Avenue and the easterly line of the vacated north-south alley easterly thereof lying southerly of and abutting the southerly line of Lot 411 and the vacated north-south alley, 10 feet wide, which abuts the easterly line of said Lot 411; and lying northerly of and abutting the northerly line of Lot 412 and the vacated north-south alley, 10 feet wide, which abuts the easterly line of said Lot 411, all inclusive of the G. W. Zanger Oakwood Subdivision of part of Private Claims 667 and 77, Village of Oakwood (now Detroit), Wayne County, Michigan as recorded in Liber 43, Page 40, Plats, Wayne County records,

Be and the same is hereby vacated as a public street and is hereby converted into a public easement of the full width of the street, 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 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 street 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 street 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 or surface grade made, without prior approval by the City Engineering Department.

THIRD, that if at any time in the future the owners of any lot abutting on said vacated street 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 anytime in the future it becomes necessary to remove the paved street return at the entrance to the portion of Ormond to be vacated, such removal and construction of new curb and sidewalk will be done under City permit and inspection with all costs borne by the petitioner, his heirs or assigns, and further

RESOLVED, That the proposed construction of new catch basins be waived, PROVIDED the petitioner, his heirs or assigns maintain the grade of the portion of vacated street to allow storm drainage to flow to the existing catch basins in that vacated portion, and in the event the grade is changed the necessary catch basins will be installed according to City of Detroit specifica-

tions with all costs borne by the petitioner, his heirs or assigns.

Adopted as follows:

Yeas — Council Members Collins, Eberhard, Kelley, Mahaffey, Peoples and President Henderson — 6.

Nays — None.

City Engineering Department

June 28, 1984

Honorable City Council:

Re: Petition 1602 (1979), Boron Oil Company, (Now BP Oil Inc.), Acceptance of Deed.

On October 17, 1979 (J.C.C. Pages 2831 and 32) your Honorable Body granted the petition of the Boron Oil Company (now known as BP Oil Inc.) vacating a portion of the east-west public alley north of Clay, between Cameron and the Chrysler Freeway.

As a part of the conditions for the closing the Community and Economic Development Department directed that the petitioner deed to the City the necessary land for an alley turnaround.

The Petitioner has now forwarded the deed for the property. This deed was approved as to form and execution by the Corporation Counsel and as to description by the City Engineering Department.

An appropriate resolution accepting the dedication is attached for consideration by your Honorable Body.

Respectfully submitted,

CLYDE R. HOPKINS

Director

By Council Member Peoples:

Resolved, that in order to complete the conditions made necessary by petition of the Boron Oil Company (now BP Oil Inc.) No. 1602 (1979) granted on October 17, 1979 (J.C.C. Pages 2831 and 2832) the Quit Claim Deed of the Petitioner deeding land for alley purposes described as:

The westerly fifteen (15) feet of Lot 48 of Curry's Subdivision of Lots 13 and 14 of the Subdivision of Quarter Section 58, Ten Thousand Acre Tract, as recorded in Liber 9, Page 57, Plats, Wayne County records.

Be and the same is hereby accepted, and the Law Department is hereby directed to record said deed in the office of the Register of Deeds for Wayne County.

Adopted as follows:

Yeas — Council Members Collins, Eberhard, Kelley, Mahaffey, Peoples and President Henderson — 6.

Nays — None.

City Engineering Department

July 2, 1984

Honorable City Council:

Re: Petition No. 2269, Metropolitan Detroit Plumbing and Mechanical Con-