

in accordance with the foregoing agreements.

Respectfully submitted,  
EMMETT S. MOTEN, JR.  
Director

Approved:

W. I. STECHER,

Budget Director

JOHN P. KANTERS,

Deputy Finance Director

By Council Member Peoples:

Resolved, that in accordance with the foregoing communication, the Mayor of the City of Detroit is hereby authorized to enter into an amended Urban Development Action Grant Agreement with the United States Department of Housing and Urban Development for the Grayhaven UDAG Project; and be it further

Resolved, that the Director of the Community and Economic Development Department is hereby authorized to enter into a loan agreement with the developer for the \$930,000.00 of UDAG funds, and a loan agreement with the Jefferson Chalmers Non-Profit Housing Corporation for \$770,000.00 of the City of Detroit's Community Development Block Grant (CDBG) funds which have been allocated for the Jefferson-Chalmers Project, and be it further

Resolved, that the Finance Director be and is hereby authorized to establish the necessary accounts and honor vouchers when submitted in accordance with the loan agreement for the UDAG funds and the loan agreement for the CDBG funds, subject to both loan agreements being processed for approval in accordance with standard City procedures.

Adopted as follows:

Yeas — Council Members Eberhard, Hood, Kelley, Peoples and Ravitz — 5.

Nays — Council President Henderson — 1.

**City Engineering Department**  
September 26, 1984

Honorable City Council:

Re: Petition No. 3382 (1980) Community & Economic Development Department, Jefferson-Chalmers Project.

As a part of the development of a part of the Jefferson-Chalmers Project Your Honorable Body, on July 25, 1984, J.C.C. pages 1490-91, adopted a resolution vacating Avondale Avenue from the east line of Continental Avenue to the west line of Lenox Avenue.

Further progress in the development will necessitate the rescinding of that resolution and adoption of a new resolution vacating a larger area of Avondale Avenue and creating an additional area for the bicycle and pedestrian path.

An appropriate resolution is attached

for consideration by your Honorable Body.

Respectfully submitted,  
CLYDE R. HOPKINS  
Director

By Council Member Peoples:

Resolved, That the resolution adopted on July 25, 1984, J.C.C. pages 1490 and 1491 granting the petition of the Community & Economic Development Department (3382, 1980).

Be and the same is hereby rescinded and replaced by the following:

Resolved, That all that part of the southerly 20 feet of Avondale Avenue, 60 feet wide, as opened on March 28, 1969 (J.C.C. page 618), extending westerly 285.40 feet from the easterly line extended southerly of Continental Avenue, 50 feet wide.

Be and the same is hereby converted into public walkway and bicycle path and subject to an easement for public utilities, provisions for said easement to be listed later in this resolution; also

All that part of Avondale Avenue, 60 feet wide, as opened on March 28, 1969 (J.C.C. page 618) lying between the easterly line extended southerly of Continental Avenue, 50 feet wide, and the westerly line of the Riverside Boulevard Subdivision of part of Private Claims 689 and 131, lying south of Jefferson Avenue, City of Detroit, Wayne County, Michigan, as recorded in Liber 37, Page 93, Plats, Wayne County records; also

All that part of Avondale Avenue, 60 feet wide, as opened on March 28, 1969 (J.C.C. page 618) and as platted in the Riverside Boulevard Plats, Wayne County records, lying between the westerly line of Lenox Avenue, 50 feet wide, and the westerly line of said Avondale Avenue which is 190.67 feet westerly of said easterly line of Lenox Avenue; also

All that part of the north-south public alley, 9 and 18 feet wide, not previously vacated, abutting the westerly line of Lots 26 and 27 and the northerly 36 feet of Lot 28 of the Riverside Boulevard Subdivision as recorded in Liber, Page 93, Plats, Wayne County records; also

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, telephones, 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 City Engineering 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; and be it further

Resolved, That all that part of Avondale Avenue, 60 feet wide, as opened on March 28, 1969 (J.C.C. page 618), lying westerly of and abutting the westerly line of the 9-foot wide north-south public alley which abuts the westerly line of lot 29 and the northerly 4 feet of Lot 30 and the southerly 4 feet of Lot 28; and which lies westerly of and abuts the westerly line of Lots 31 and 32 and the southerly 36 feet of Lot 30 of the Riverside Boulevard Subdivision as recorded in Liber 37, Page 93, Plats, Wayne County Records; also

All that part of the north-south public alley 9 feet wide, not previously vacated abutting the rear line of Lot 29 and the northerly 4 feet of Lot 30 and the southerly 4 feet of Lot 28 all inclusive of the above-mentioned subdivision; also

All that part of the north-south public utility easement being the westerly 6 feet of Lots 30 to 32 as platted in the above-mentioned subdivision;

Be and the same are hereby vacated; and be it further

Resolved, that the following described parcel of land:

Land in the City of Detroit being a part of vacated Avondale Avenue, 60 feet wide, east of the east line of Continental, part of a strip of land north of the abutting that portion of Avondale, part of Lot 27 and the vacated public alley 9 and 18 feet wide at the rear of said Lot 27 as platted in the Riverside Boulevard Subdivision as recorded in Liber 37, Page 93, Plats, Wayne County records described as: Beginning at a point in the westerly line of Lenox Avenue, 50 feet wide, said point being 5.89 feet southerly of the northeast corner of Lot 27 of the above-mentioned subdivision, thence S. 64° 08' 10" W, 785.07 feet; thence S. 25° 51' 50" E., 20.00 feet; thence 64° 08' 11" E., 785.11 feet; thence N. 25° 58' 5" W, 20.00 feet to the point of beginning.

Be and the same is hereby set aside for a public walkway and bicycle path.

Adopted as follows:

Yeas — Council Members Eberhard, Hood, Kelley, Peoples, and Ravitz — 5.

Nays — Council President Henderson — 1.

### Community & Economic Development Department

September 25, 1984

Honorable City Council:

Re: Jefferson Chalmers Neighborhood Development Project, Mich. A-4-1;  
Land Disposition: Grayhaven, Grayhaven Joint Venture, a Michigan Partnership.

On Tuesday, September 25, 1984 a public hearing in connection with the proposed sale of The Grayhaven Site in the Jefferson Chalmers Neighborhood Development Project, Mich. A-4-1 was held before your Honorable Body. All interested persons and organizations were given an opportunity to be heard.

The proposed redeveloper has submitted satisfactory evidence that it possesses the necessary financial resources required to develop land in accordance with the Development Plan for the project.

We, therefore, request that your Honorable Body authorize and confirm the sale and authorize the Finance Director to execute an agreement to purchase and develop The Grayhaven Site in the Jefferson Chalmers Neighborhood Development Project, Mich. A-4-1, in the amount of \$1,700,000.00. This