

sentation to defendants: Charles Henry, Ronald Stephen, Michael Falvo.

Approved:

DONALD PAILEN

Corporation Counsel

By: **ABIGAIL ELIAS**

Deputy Corporation Counsel

Adopted as follows:

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

Nays — None.

Law Department

February 27, 1985

Honorable City Council:

Re: Petitions to Convert Alleys to Easements.

For your consideration, submitted herewith are thirty (30) petitions requesting the conversion of alleys into easements in the City of Detroit.

The requested conversions into easements for public utilities were recommended by the Community and Economic Development Department upon prior investigation and report. For filing in the office of the City Clerk, please find report, petitions to vacate the public alleys, a sketch of the alley and Notice of the City Council hearing.

All other involved City Departments and privately owned utility companies have no objections to the conversion of the public right-of-way into an 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,

JOSEPH N. BALTIMORE

Supv. Asst. Corp. Counsel

Approved:

DONALD PAILEN

Corporation Counsel

By: **ABIGAIL ELIAS**

Deputy Corporation Counsel

By Council Member Collins:

WHEREAS, the following petitions have been filed with the City Council, signed by not less than two-thirds of the owners of properties respectively abutting the alleys as herein described, pursuant to the ordinance for the purpose of determining the advisability of these alley vacations.

NOW THEREFORE, BE IT

PETITION NO. 2316-B

CONVERSION TO EASEMENT OF THE EAST/WEST ALLEY IN THE BLOCK BOUNDED BY LINNHURST, FAIRCREST BROCK AND HAYES AVENUES;

RESOLVED, that all that part of an eighteen (18) foot wide section of alley running in a East/West direction, in

the block bounded by LINNHURST, FAIRCREST, BROCK and HAYES AVENUES, abutting Lots 1 to 10, both inclusive, on the North of said alley and Lots 38 to 47, both inclusive, on the South of said alley, in the FEDERAL PARK SUBDIVISION, of part of Third Concession of Private Claim 231, Town 1 South, Range 13 East, Gratiot Township, Wayne County, Michigan, as recorded in Liber 45, Page 33 of Plats, Wayne County Records;

PETITION NO. 2668

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY AUBURN, MINOCK, DAYTON AND PAUL AVENUES;

RESOLVED, that all that part of an eighteen (18) foot wide section of alley running in a North/South direction, in the block bounded by AUBURN, MINOCK, DAYTON and PAUL AVENUES abutting Lots 164 to 176, both inclusive, on the East of said alley and Lots 200 to 212, both inclusive, on the West of said alley, in the FLORENCE PARK SUBDIVISION, of part of the Southwest Fractional ¼ of Fractional Section 11, Town 2 South, Range 10 East, Dearborn Township, Wayne County, Michigan, as recorded in Liber 48, Page 82 of Plats, Wayne County Records;

PETITION No. 2669

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY GREENVIEW, FAUST, SAWYER AND TIREMAN AVENUES;

RESOLVED, That all that part of an eighteen (18) foot wide section of alley running in a North/South direction, in the block bounded by GREENVIEW, FAUST, SAWYER and TIREMAN AVENUES, abutting Lots 249 to 264, both inclusive, on the East of said alley and Lots 265 to 280, both inclusive, on the West of said alley, in the RICHLAND PARK SUBDIVISION, being a subdivision of the North 40 acres of the Southeast ¼ of Section 2, and the South ½ of the Southeast ¼ of the Northeast ¼ of Section 2, Town 2 South, Range 10 East, Dearborn Township, Wayne County, Michigan, as recorded in Liber 41, Page 63 of Plats, Wayne County Records; Also, abutting Lots 879 to 892, both inclusive, on the West of said alley and Lots 987 to 1000, both inclusive, on the East of said alley; also, an eighteen (18) foot wide public alley running in and East/West direction, abutting Lots 981 to 986, both inclusive, on the South of said alley and Lot 987 on the North of said alley in the WARRENDALE SUBDIVISION NO. 1, being a subdivision of part of the Southeast ¼ of Section 2, Town 2 South, Range 10 East, Dearborn Town-

ship, Wayne County, Michigan as recorded in Liber 45, Page 14 of Plats, Wayne County Records;

PETITION NO. 2792

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY STEEL, APPOLINE, EAST SEVEN MILE AND CAMBRIDGE AVENUES;

RESOLVED, that all that part of a sixteen (16) foot wide section of alley running in a North/South direction, in the block bounded by STEEL, APPOLINE, WEST SEVEN MILE ROAD AND CAMBRIDGE AVENUES, abutting Lots 839 to 847, both inclusive, on the West of said alley and Lots 942 to 950, both inclusive, on the East of said alley, in the GREENWICH PARK SUBDIVISION, of the Southwest $\frac{1}{4}$ of Section 5, Town 1 South, Range 11 East, Greenfield Township, Wayne County, Michigan, as recorded in Liber 41, Page 28 of Plats, Wayne County Records;

PETITION NO. 2854

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY GRANDMONT, WOODMONT, WARREN AND MAJESTIC AVENUES;

RESOLVED, that all that part of an eighteen (18) foot wide section of alley running in a North/South direction, in the block bounded by GRANDMONT, WOODMONT, WARREN and MAJESTIC AVENUES, abutting Lots 238 to 256, both inclusive, on the East of said alley and Lots 270 to 288, both inclusive, on the West of said alley, in the WEST WARREN PARK SUBDIVISION, of part of the South $\frac{1}{2}$ of Section 1, Town 2, South, Range 10 East, Dearborn Township, Wayne County, Michigan, as recorded in Liber 50, Page 6 of Plats, Wayne County Records;

PETITION NO. 2879

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY DOLPHIN, ROCKDALE, KENDALL AND ACACIA AVENUES;

RESOLVED, that all that part of a sixteen (16) foot wide section of alley running in a North/South direction, in the block bounded by DOLPHIN, ROCKDALE, KENDALL and ACACIA AVENUES, abutting Lots 578 to 598, both inclusive, on the West of said alley and Lots 652 to 672, both inclusive, on the East of said alley, in the B. E. TAYLOR'S BRIGHTMOOR-CANFIELD SUBDIVISION, lying South of Grand River Avenue, being a part of the East $\frac{1}{2}$ of the East $\frac{1}{2}$ of Section 21, Town 1, South, Range 10 East, Redford Township, Wayne County, Michigan, as recorded in Liber 47, Page 63 of Plats, Wayne County Records;

PETITION NO. 2901

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY MARLOWE, HUBBELL, WEST CHICAGO AND ORANGELAWN AVENUES;

RESOLVED, that all that part of an eighteen (18) foot wide section of alley running in a North/South direction, in the block bounded by MARLOWE, HUBBELL, WEST CHICAGO and ORANGELAWN AVENUES, abutting Lots 276 to 293, both inclusive, on the West of said alley and Lots 379 to 396, both inclusive, on the East of said alley, in the WEST CHICAGO BOULEVARD SUBDIVISION, of part of the East $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ of Section 31, Town 1, South, Range 11 East, Greenfield Township, Wayne County, Michigan, as recorded in Liber 41, Page 21 of Plats, Wayne County Records;

PETITION NO. 2932

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY WAYBURN, MARYLAND, WARREN AND FRANKFORT AVENUES;

RESOLVED, that all that part of an eighteen (18) foot wide section of alley running in a North/South direction, in the block bounded by WAYBURN, MARYLAND, WARREN and FRANKFORT AVENUES, abutting Lots 4 to 14, both inclusive, on the West of said alley in the WINNETKA PARK SUBDIVISION, of Lots 24 and part of Lot 23 of Issac Colby's Subdivision of the Northwest-erly half of Private Claim 128 and part of Lot 6 of Lot 4 of Alter Plat dividing the Westerly part of Private Claim 570, formerly Gratiot Township, City of Detroit, Wayne County, Michigan as recorded in Liber 38, Page 68 of Plats, Wayne County Records; Also, the South 21 feet of Lots 69 to 81, both inclusive, on the East of said alley in the AB-BOTT AND BEYMER'S SUNDERLAND PARK SUBDIVISION, of Lot 5 & part of Lot 6 of the Subdivision of Lot 4 of Alter's Plat dividing the Westerly part of Private Claim 570, Gratiot Township, Wayne County, Michigan, as recorded in Liber 36, Page 93 of Plats, Wayne County Records;

PETITION NO. 2983

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY BUFFALO, CALDWELL, AMRAD AND HAMLET AVENUES;

RESOLVED, that all that part of an eighteen (18) foot wide section of alley running in a North/South direction, in the block bounded by BUFFALO, CALDWELL, AMRAD and HAMLET AVENUES, abutting Lots 138 to 146, both inclusive, on the West of said alley and Lots

184 to 192, both inclusive, on the East of said alley, in the KOLOWICH PARK SUBDIVISION, of part of the Northeast $\frac{1}{4}$ of Section 5, Town 1, South, Range 12 East, Hamtramck Township, Wayne County, Michigan, as recorded in Liber 49, Page 63 of Plats, Wayne County Records; Also, a sixteen (16) foot wide public alley running in a North/South direction abutting Lots 221 to 228, both inclusive, on the East of said alley and Lots 229 to 236, both inclusive, on the West of said alley in the North Hamtramck Subdivision, part of the Northeast $\frac{1}{4}$ of Section 5, Town 1 south, Range 12 East, Hamtramck Township, Wayne County, Michigan, as recorded in Liber 36, Page 68 of Plats, Wayne County Records;

PETITION NO. 2998

CONVERSION TO EASEMENT OF THE EAST/WEST ALLEY IN THE BLOCK BOUNDED BY CHALMERS, CELESTINE, SPRING GARDEN AND MAPLERIDGE AVENUES;

RESOLVED, that all that part of an eighteen (18) foot wide section of alley running in a East/West direction, in the block bounded by CHALMERS, CELESTINE, SPRING GARDEN AND MAPLERIDGE AVENUES, abutting Lots 1 to 7, both inclusive, on the South of said alley and Lots 8 to 14, both inclusive, on the North of said alley, in the LE FEVRE SUBDIVISION, of the South 9 acres of the East 18 acres of the West 42 acres of the West $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of Section 12, Town 1 South, Range 12 East, Gratiot Township, Wayne County, Michigan, as recorded in Liber 45, Page 50 of Plats, Wayne County Records; Also, abutting Lots 136 to 141, both inclusive, on the North of said alley and lots 159 to 164, both inclusive, on the South of said alley in the SEYMOUR and TROESTER'S CHALMERS AVENUE SUBDIVISION, of part of the Westerly 24 acres of the Northeast $\frac{1}{4}$ of Section 12, Town 1 South, Range 12 East, City of Detroit and Gratiot Township, Wayne County, Michigan, as recorded in Liber 46, Page 50 of Plats, Wayne County Records;

PETITION NO. 3028

CONVERSION TO EASEMENT OF THE EAST/WEST ALLEY IN THE BLOCK BOUNDED BY ARDMORE, STANSBURY, CAMBRIDGE AND VASSAR AVENUES;

RESOLVED, that all that part of an eighteen (18) foot wide section of alley running in an East/West direction, in the block bounded by ARDMORE, STANSBURY, CAMBRIDGE and VASSAR AVENUES, abutting Lots 19 to 24, both inclusive, on the North of said alley and Lots 25 to 78, both inclusive, on the South of said alley; Also, an eighteen

(18) foot wide public alley running in a North/South direction abutting Lots 25 to 34, both inclusive, on the West of said alley, and Lots 69 to 78, both inclusive, on the East of said alley, all in the ARLINGTON PARK SUBDIVISION, being the Southeast $\frac{1}{4}$ of Section 31, Town 4 South, Range 8 East, Livonia Township, Wayne County, Michigan, as recorded in Liber 73, Page 54 of Plats, Wayne County Records;

PETITION NO. 3050

CONVERSION TO EASEMENT OF THE EAST/WEST ALLEY IN THE BLOCK BOUNDED BY GRANDVILLE, PIEDMONT, TIREMAN AND BELTON AVENUES;

RESOLVED, that all that part of a twenty (20) foot wide section of alley running in an East/West direction, in the block bounded by GRANDVILLE PIEDMONT, TIREMAN AND BELTON AVENUES, abutting Lots 31 to 36, both inclusive, on the South of said alley and Lot 30 on the North of said alley; also, an eighteen (18) foot wide public alley running in a North/South direction, abutting Lots 18 to 30, both inclusive, on the West of said alley, all in the WARRENDALE ANNEX SUBDIVISION, of part of the Southeast $\frac{1}{4}$ of Section 2, Town 2 South, Range 10 East, Dearborn Township, Wayne County, Michigan, as recorded in Liber 45, Page 14 of Plats, Wayne County Records; Also, an eighteen (18) foot wide public alley running in an East/West direction, abutting Lots 434 to 439, both inclusive, on the South of said alley and Lot 433 on the North of said alley; also, abutting the eighteen (18) foot wide public alley running in a North/South direction are Lots 422 to 433, both inclusive, on the East, all in the WARRENDALE SUBDIVISION, of the East $\frac{2}{3}$ of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ and the East $\frac{2}{3}$ of the East $\frac{1}{2}$ of the Southwest $\frac{1}{4}$ of Section 2, Town 2 South, Range 20 East, Dearborn Township, Wayne County, Michigan, as recorded in Liber 43, Page 38 of plats, Wayne County Records;

PETITION NO. 3051

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY EVANS, CENTRAL, CALAHAN AND GARTNER AVENUES;

RESOLVED, that all that part of an eighteen (18) foot wide section of alley running in a North/South direction, abutting the South fifteen (15) feet of Lots 75 to Lot 78, both inclusive, on the West of said alley in the EVANS AND FISCHER'S SUBDIVISION, of part of Lots 18 & 19, Private Claim 718, Springwells, Wayne County, Michigan, as recorded in Liber 16, Page 71 of

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Plats, Wayne County Records; also abutting Lot 483 on the East of said alley in the FERNDALE AVENUE SUBDIVISION, of part of Private Claim 718 also all of Private Claim 67 North of Wabash R. R., City of Detroit, Wayne County, Michigan, as recorded in Liber 30, Page 56 of Plats, Wayne County Records;

PETITION NO. 3082

CONVERSION TO EASEMENT OF THE EAST/WEST ALLEY IN THE BLOCK BOUNDED BY SCHOENHERR, RENO, LIBERAL AND MANNING AVENUES;

RESOLVED, that all that part of a sixteen (16) foot wide section of alley running in an East/West direction, in the block bounded by SCHOENHERR, RENO, LIBERAL AND MANNING AVENUES, abutting Lots 109 to 112, both inclusive, on the South of said alley and Lots 122 to 125, both inclusive, on the North of said alley, in the CRES-CENT PARK SUBDIVISION, of part of the North $\frac{1}{2}$ of South $\frac{1}{2}$ of Section 1, Town 1 South, Range 13 East, Gratiot Township, Wayne County, Michigan, as recorded in Liber 45, Page 27 of Plats, Wayne County Records;

PETITION NO. 3094

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY OUTER DRIVE, JASON, BENTLER AND BARBARA AVENUES;

RESOLVED, that all that part of a sixteen (16) foot wide section of alley running in a North/South direction, in the block bounded by OUTER DRIVE, JASON, BENTLER AND BARBARA AVENUES, abutting Lots 746 to 756, both inclusive, on the West of said alley and Lots 745 and 770 on the East of said alley in the B. E. TAYLOR'S SUBDIVISION, lying South of Grand River Avenue, being the Southwest $\frac{1}{4}$ of Section 21, Town 1 South, Range 10 East, Redford Township, Wayne County, Michigan, as recorded in Liber 46, Page 41 and 42, of Plats, Wayne County Records;

PETITION NO. 3101

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY DRESDEN, STRASBURG, LINNHURST AND EASTWOOD AVENUES;

RESOLVED, that all that part of an eighteen (18) foot wide section of alley running in a North/South direction, in the block bounded by DRESDEN, STRASBURG, LINNHURST AND EASTWOOD AVENUES, abutting Lots 24 to 39, both inclusive, on the East of said alley and Lots 40 to 56, both inclusive, on the West of said alley, in the BUSCH GARDEN SUBDIVISION, of the Frac-

tional part of the Northwest $\frac{1}{4}$ of Section 11, Town 1 South, Range 12 East, City of Detroit, Wayne County, Michigan, as recorded in Liber 61, Page 76 of Plats, Wayne County Records;

PETITION NO. 3122

CONVERSION TO EASEMENT OF THE EAST/WEST ALLEY IN THE BLOCK BOUNDED BY SAN JUAN, LIVERNOIS, LONDON AND CURTIS AVENUES;

RESOLVED, that all that part of a sixteen (16) foot wide section of alley running in an East/West direction, in the block bounded by SAN JUAN, LIVERNOIS, LONDON AND CURTIS AVENUES, abutting Lots 1 to 32, both inclusive, on the North of said alley and Lots 45 to 76, both inclusive, on the South of said alley, in the LEE AND THATCHER'S SUBDIVISION, of the North $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 9, Town 1 and 2 South, Range 11 East, Township of Greenfield, Wayne County, Michigan, as recorded in Liber 49, Page 49 of Plats, Wayne County Records;

PETITION NO. 3123

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY ST. LAWRENCE, TERNES, BAUBEE AND ARNOLD AVENUES;

RESOLVED, that all that part of an eighteen (18) foot wide section of alley running in a North/South direction, in the block bounded by ST. LAWRENCE, TERNES, BAUBEE AND ARNOLD AVENUES, abutting Lots 61 to 76, both inclusive, on the West of said alley and Lots 77 to 92, both inclusive, on the East of said alley, in the LONYO SUBDIVISION, of Lots 7, 6, 5 and the north half of Lot 4 of Commissioner's Subdivision of Louis Lonyo Estate of part of Private Claim 36, Private Claim 543, City of Detroit, Wayne County, Michigan as recorded in Liber 44, Page 84 of Plats, Wayne County Records; Also abutting Lots 175 to 179, both inclusive on the East of said alley and Lots 180 to 184, both inclusive, on the West of said alley in the LONYO SUBDIVISION NO. 1, of the South half of Lot 4 and the Northerly 684.77' of Lot 3 of Commissioner's Subdivision of Louis Lonyo Estate of part of Private Claim 36 and Private Claim 543, City of Detroit, Wayne County, Michigan, as recorded in Liber 45, Page 70 of Plats, Wayne County Records;

PETITION NO. 3154

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY ABINGTON, GRANDMONT, WARREN AND MAJESTIC AVENUES;

RESOLVED, that all that part of an

eighteen (18) foot wide section of alley running in a North/South direction, in the block bounded by ABINGTON, GRANDMONT, WARREN AND MAJESTIC AVENUES, abutting Lots 373 to 391, both inclusive, on the East of said alley and Lots 405 to 423, both inclusive, on the West of said alley, in the WEST WARREN PARK SUBDIVISION, of part of the South $\frac{1}{2}$ of Section 1, Town 2 South, Range 10 East, Dearborn Township, Wayne County, Michigan, as recorded in Liber 50, Page 6 of Plats, Wayne County Records;

PETITION NO. 3158

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY LESURE, TRACEY, CAMBRIDGE AND VASSAR DRIVE;

RESOLVED, that all that part of an eighteen (18) foot wide section of alley running in a North/South direction, in the block bounded by LESURE, TRACEY, CAMBRIDGE AND VASSAR DRIVE, abutting Lots 134 to 143, both inclusive, on the West of said alley and Lots 179 to 188, both inclusive, on the East of said alley, in the ARLINGTON PARK SUBDIVISION, being the Southeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 6, Town 1 South, Range 11 East, Greenfield Township, Wayne County, Michigan, as recorded in Liber 48, Page 41 of Plats, Wayne County Records;

PETITION NO. 3179.

CONVERSION TO EASEMENT OF THE EAST/WEST ALLEY IN THE BLOCK BOUNDED BY QUEEN, HAYES, OUTER DRIVE AND ROSEMARY AVENUES;

RESOLVED, that all that part of an eighteen (18) foot wide section of alley running in an East/West direction, in the block bounded by QUEEN, HAYES, OUTER DRIVE AND ROSEMARY AVENUES, abutting Lots 14 to 24, both inclusive, on the South of said alley and the East 25 feet of Lot 29 to 41, both inclusive, on the North of said alley, in the DALBY HAYES LAND COMPANY CRAFTSCOMMUNE SUBDIVISION, of part of Fractional Section 13, Town 1 South, Range 12 East, Gratiot Township, Wayne County, Michigan, as recorded in Liber 46, Page 22 of Plats, Wayne County Records;

PETITION NO. 3200.

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY PIEDMONT, WARWICK, JOY AND DOVER AVENUES;

RESOLVED, that all that part of an eighteen (18) foot wide section of alley running in a North/South direction, in the block bounded by PIEDMONT, WARWICK, JOY AND DOVER AVENUES, abutting Lots 105 to 110, both inclusive, on the West of said alley and Lots 151 to 156, both inclusive, on the East

of said alley, in the FITZPATRICK VILLA'S SUBDIVISION, being a subdivision of the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 35, Town 1 South, Range 10 East, Redford Township and the Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 2, Town 2 South Range 10 East, Dearborn Township, Wayne County, Michigan, as recorded in Liber 54, Page 23 of Plats, Wayne County Records;

PETITION NO. 3201

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY COYLE, ROBSON, WADSWORTH AND CASTLETON AVENUES;

RESOLVED, that all that part of an eighteen (18) foot wide section of alley running in a North/South direction, in the block bounded by COYLE, ROBSON, WADSWORTH and CASTLETON AVENUES, abutting Lots 331 to 342, both inclusive, on the West of said alley and Lots 343 to 354, both inclusive, on the East of said alley, in the BROADMOOR SUBDIVISION, of the South $\frac{1}{2}$ of the Southwest $\frac{1}{4}$ of Section 30, Town 1 South, Range 11 East, Greenfield Township, Wayne County, Michigan, as recorded in Liber 41, Page 48 of Plats, Wayne County Records;

PETITION NO. 3202

CONVERSION TO EASEMENT OF THE EAST/WEST ALLEY IN THE BLOCK BOUNDED BY REDMOND, KELLY, FAIRCREST AND SARATOGA AVENUES;

RESOLVED, that all that part of an eighteen (18) foot wide section of alley running in an East/West direction, in the block bounded by REDMOND, KELLY, FAIRCREST and SARATOGA AVENUES, abutting Lot 97 on the South of said alley in the TERNES SEVEN MILE DRIVE SUBDIVISION, of part of Private Claim 231, City of Detroit, Wayne County, Michigan, as recorded in Liber 56, Page 85 of Plats, Wayne County Records; Also, abutting Lots 432, 433 and 434 on the North of said alley, in the DALBY'S EAST POINTE SUBDIVISION, of part of Private Claim 231, Gratiot Township, Wayne County, Michigan, as recorded in Liber 50, Page 77 of Plats, Wayne County Records;

PETITION NO. 3245

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY MARLOWE, HUBBELL, PILGRIM AND PURITAN AVENUES;

RESOLVED, that all that part of a sixteen (16) foot wide section of alley running in a North/South direction, in the block bounded by MARLOWE, HUBBELL, PILGRIM and PURITAN AVENUES, abutting Lots 103 to 118, both inclusive, on the West of said alley and Lots 122 to 149, both inclusive, on the East of said alley, in the VAN FLETTEREN SUBDIVISION, of the North $\frac{1}{2}$

of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 18, Town 1 South, Range 11 East, Greenfield Township, Wayne County, Michigan, as recorded in Liber 39, Page 26 of Plats, Wayne County Records;

PETITION NO. 3249

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY HAYES, PHILIP, ELM-DALE AND PROMENADE AVENUES;

RESOLVED, that all that part of an eighteen (18) foot wide section of alley running in a North/South direction, in the block bounded by HAYES, PHILIP, ELMDALE and PROMENADE AVENUES, abutting Lots 183 to 204, both inclusive, on the West of said alley and Lots 286 to 307, both inclusive, on the East of said alley, in the PARK MANOR DEVELOPMENT COMPANY'S PARK DRIVE SUBDIVISION, of Lots 1 and 2 and part of Lot 3 of plat of Subdivision of Private Claim 696, adjoining the East line of Section 13, Town 1 South, Range 12 East, City of Detroit and Gratiot Township, Wayne County, Michigan, as recorded in Liber 45, Page 42 of Plats, Wayne County Records;

PETITION NO. 3268

CONVERSION TO EASEMENT OF THE EAST/WEST ALLEY IN THE BLOCK BOUNDED BY STRATHMOOR, MARK TWAIN, OUTER DRIVE AND THATCHER AVENUES;

RESOLVED, that all that part of an eighteen (18) foot wide section of alley running in an East/West direction, in the block bounded by STRATHMOOR, MARK TWAIN, OUTER DRIVE and THATCHER AVENUES, abutting Lot 190 on the North of said alley and Lots 191, 192 and 193, and the West eight (8) feet of Lot 252 on the South of said alley; Also, an eighteen (18) foot wide public alley running in a North/South direction, abutting Lots 181 to 190, both inclusive, on the West of said alley and Lots 253 to 260, both inclusive, on the East of said alley in the MARY-GROVE OUTER DRIVE PARK SUBDIVISION, of part of the West $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of Section 7, Town 1 South, Range 11 East, City of Detroit, Wayne County, Michigan, as recorded in Liber 55, Page 58 of Plats, Wayne County Records;

PETITION NO. 3283

CONVERSION TO EASEMENT OF THE EAST/WEST ALLEY IN THE BLOCK BOUNDED BY CONNER, GUNSTON, MAIDEN AND CORBETT AVENUES;

RESOLVED, that all that part of an eighteen (18) foot wide section of alley running in an East/West direction, in the block bounded by CONNER GUNSTON, MAIDEN and CORBETT AVENUES, abutting Lots 102 to 117, both inclusive, on the North of said alley

and Lots 128 to 144, both inclusive, on the South of said alley, in the RAVEN-DALE SUBDIVISION, of a part of Private Claim 10, City of Detroit, Wayne County, Michigan, as recorded in Liber 46, Page 5 of Plats, Wayne County Records;

PETITION NO. 3284

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY HUBBELL, STRATHMOOR, EATON AND CHALFONTE AVENUES;

RESOLVED, that all that part of a sixteen (16) foot wide section of alley running in a North/South direction, in the block bounded by HUBBELL, STRATHMOOR, EATON and CHALFONTE AVENUES, abutting Lots 4 to 25, both inclusive, on the West of said alley, and Lots 36 to 57, both inclusive, on the East of said alley, in the B. E. TAYLOR'S COMMODORE SUBDIVISION, lying North of Grand River Avenue, Greenfield Township, Wayne County, Michigan, being a part of the West $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of Section 19, Town 1 South, Range 11 East, as recorded in Liber 41, Page 32 of Plats, Wayne County Records;

PETITION NO. 3285

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY HUBBELL, STRATHMOOR, CHALFONTE AND FENKELL AVENUES;

RESOLVED, that all that part of an eighteen (18) foot wide section of alley running in a North/South direction, in the block bounded by HUBBELL, STRATHMOOR, CHALFONTE and FENKELL AVENUES, abutting Lots 1, 2 and 3 on the West of said alley and Lots 58, 59 and 60 on the East of said alley in the B. E. TAYLOR'S COMMODORE SUBDIVISION, lying North of Grand River Avenue, Greenfield Township, Wayne County, Michigan, being a part of the West $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of Section 19, Town 1 South, Range 11 East, as recorded in Liber 41, Page 32 of Plats, Wayne County Records; Also, abutting Lots 257 to 269, both inclusive, on the East of said alley and Lots 276 to 288, both inclusive, on the West of said alley, in the MONNIER PARK SUBDIVISION, of the North $\frac{1}{2}$ of the North $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of Section 19, Town 1 South, Range 11 East, Greenfield Township, Wayne County, Michigan, as recorded in Liber 37, Page 34 of 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 easement or right-of-way over said vacated public alley hereinabove described for the purpose 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 purpose 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 fences) shall be built or placed upon said easement, nor any change of surface grade made, without prior approval by 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 existing poles or other utilities in said easements, 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 3, 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 the City Clerk shall, within 30 days, record a certified copy of this resolution with the Wayne County Register of Deeds, and shall send a certified copy to the State Treasurer, and shall further transmit a copy of this resolution to the City Engineer, to the Law Department and to the Department of Public Works; and be it further

RESOLVED, that upon the receipt of a copy of the resolution, the Law Department shall notify the owners of the property abutting on such alleys or portions thereof, and other necessary parties, that the alleys or portions thereof have been vacated and converted in easement for utilities; and be it further

RESOLVED, that upon the receipt of a copy of the resolution, the City Engineer shall correct the official city maps and records; and be it further

RESOLVED, that upon the receipt of a copy of the resolution, the Department of Public Works shall adjust its garbage and refuse collection services accordingly.

Approved:

DONALD PAILEN

Corporation Counsel

By ABIGAIL ELIAS

Deputy Corporation Counsel

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Hood, Kelley, Mahafey, Ravitz, and President Henderson — 8.

Nays — None.

Law Department

February 26, 1985

Honorable City Council:

Re: Mary Wolanin vs. City of Detroit,
Case No. 83 335 216 NO, File No.
82-9443 LFK.

We have reviewed the above-captioned lawsuit, the facts and particulars of which are set forth in the memorandum. From this review, it is our considered opinion that a settlement in the amount of Seven Thousand Five Hundred Dollars Exactly (\$7,500.00) is in the best interest of the City of Detroit.

We, therefore, request the Finance Director to issue her draft in the amount of Seven Thousand Five Hundred Dol-