

exists. Therefore, we have requested the Department of City Engineering to implement emergency measures to have this building demolished. 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 Peoples:

Resolved, That in accordance with the two (2) foregoing communications, the City Engineering Department is hereby authorized and directed to implement emergency measures to demolish dangerous structures located at 6401-03 Regular, (Bldgs. 101 and 102) and 6415 W. Lafayette (aka rear of 845 Crawford), and to assess the costs of same against the properties.

Adopted as follows:

Yeas — Council Members Cleveland, Eberhard, Kelley, Peoples, Ravitz and President Pro Tem Hood — 6.

Nays — None.

**City Engineering Department**  
July 2, 1985

Honorable City Council:

Re: Petition No. 3157, Peter Claver Neighborhood Services Conversion to Easement of a portion of north-south alley in the block bounded by Brush, Eliot, Beaubien and Benton.

The above petition requests the conversion of a portion of the north-south public alley, 17 feet wide, in the block bounded by Brush, Eliot, Beaubien and Benton Streets 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 referred to us for investigation and report. Our report accompanied by the original petition is as follows:

The petitioner plans to utilize the paved alley return entrance and requests such remain in its present status. Also, by filed letter the petitioner has agreed to pay all incidental removal costs whenever discontinuance of use makes removal necessary.

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

The adoption of the attached resolution is recommended.

Respectfully submitted,  
CLYDE R. HOPKINS  
Director

By Council Member Eberhard:

Resolved, That all that part of the north-south public alley, 17 feet wide in the block bounded by Brush, Eliot, Beaubien and Benton Streets lying west of and abutting the west line of Lots 47 to 49, and lying east of and abutting the east line of Lot 50 of Miller and Wilcox's Subdivision of Outlots 180, 182 and 184 of the Subdivision of the Lambert Beaubien Farm, City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 86, 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 herein above 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 herein above 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 what-

soever 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 City Engineering Department,

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 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; and be it further

Resolved, that if it becomes necessary to remove the paved alley return at the alley entrance, such removal and construction of new curb and sidewalk shall be done under City permit and inspection according to City Engineering Department specifications with all costs borne by the petitioner, his heirs or assigns.

Adopted as follows:

Yeas — Council Members Cleveland, Eberhard, Kelley, Peoples, Ravitz and President Pro Tem Hood — 6.

Nays — None.

#### City Engineering Department

July 2, 1985

Honorable City Council:

Re: Petition No. 3546, American Red Cross, Conversion to Easement of a portion of north-south alley in the block bounded by Woodward, John R, Erskine and Eliot.

The above petition requests the conversion of a portion of the north-south public alley, 20 feet wide, in the block bounded by Woodward Avenue, John R, Erskine and Eliot Streets 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 referred to us for investigation and report. Our report accompanied by the original petition is as follows:

The petitioner plans to utilize the paved alley return entrance and requests such remain in its present status. Also, by filed letter the petitioner has agreed to pay all incidental removal costs whenever discontinuance of use makes removal necessary.

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

The adoption of the attached resolution is recommended.

Respectfully submitted,  
CLYDE R. HOPKINS  
Director

By Council Member Eberhard:

Resolved, That all that part of the north-south public alley, 20 feet wide, in the block bounded by Woodward Avenue, John R, Erskine and Eliot Streets lying west of and abutting the west line of Lot 14, Block 10, of Brush Subdivision of part of Park Lots 17, 18, 19, 20 and 21 and part of Brush Farm adjoining McLoughlin and Campau, City of Detroit, Wayne County, Michigan as recorded in Liber 8, Page 12, Plats, Wayne County Records; also lying east of and abutting the east line of Lots 12, 13 and the north 40 feet of Lot 11 of Brush Subdivision of part of Park Lots 17, 18, 19, 20 and 21, City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 286, 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 herein above 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 herein above described shall be forever accessible to the maintenance and in-