

the petitioner regarding their installation therein.

The adoption of the attached resolution is recommended.

Respectfully submitted,
CLYDE R. HOPKINS
 Director

By Council Member Cleveland:

Resolved, That all that part of the east-west public alley, 16 feet wide, south of Goldengate and west of Omira Avenues abutting the rear line of Lots 270 and 271 as platted in Seven-Oakland Subdivision of the N.E. 1/4 of N.W. 1/4 of Section 12, T.1S., R.11E., Greenfield Township, as recorded in Liber 34, Page 62, Plats, Wayne County Records; and abutting the rear line of Lots 234 and 235 as platted in Kiefer Homes Subdivision of part of S.E. 1/4 of N.W. 1/4 of Section 12 and part of N.E. 1/4 of S.W. 1/4 of Section 12, T.1S., R.11E., lying East of D.G.H. & M.R.R., Greenfield Township, as recorded in Liber 34, Page 14, Plats, Wayne County Records;

Be and the same is hereby vacated as a public alley to become a part and parcel of the abutting property; and further

Resolved, That all that part of Goldengate Avenue, 50 feet wide, west of Omira Avenue abutting the front line of Lots 220, 221, 268, 269 and the west 15 feet of Lot 267 as platted in the above first mentioned Seven-Oakland Subdivision; also all that part of the east-west public alley, 16 feet wide, north of Goldengate and west of Omira Avenues lying between and abutting the rear line of Lots 214 to 217 and Lots 218 to 221 as platted in the above mentioned Seven-Oakland Subdivision, as recorded in Liber 34, Page 62, Plats, Wayne County Records;

Be and the same are hereby vacated as a public street and alley and are hereby converted into easements over the full width of the street 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 street 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 an easement or right-of-way over said vacated public street 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, telephone, electric light conduits or poles or things usually placed or installed in a public street or alley in the City of

Detroit, with the right to ingress and egress at any time to and over said easements 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 of the City Engineering Department and the Water and Sewerage Department,

Third, that if 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 that 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, Eberhard, Kelley, Mahaffey, Peoples, Ravitz, and President Pro Tem. Hood
 — 7.

Navs — None.

City Engineering Department

June 26, 1985

Honorable City Council:

Re: Petition No. 3527. Stroh Properties, Inc. Requested Outright Vacation of the Remaining Alleys in the Block Bounded by Joseph Campau, McDougall, Wight and Franklin.

The above petition requests the vacation of the remaining north-south and east-west public alleys, 20 feet wide, in the block bounded by Joseph Campau, McDougall, Wight and Franklin Streets and Avenues to construct a 750-car parking deck.

The requested vacation was approved by the Community and Economic Development Department. The petition was then forwarded to us for investigation and report. Our report is as follows:

The Detroit Water and Sewerage Department will abandon an existing

12-inch sewer in the east-west public alley, 20 feet wide, servicing only the petitioner's property. Bulkheading of that portion of sewer to be abandoned will require plan approval by their Sewer Services Section and securing any necessary permits prior to building construction. Costs for inspection and permits will be borne by the petitioner.

A provision for temporary easement is contained in the vacating resolution for the continuance of existing Detroit Edison service until the building at 261 McDougall Avenue is demolished.

All other involved City departments and privately-owned utility companies reported they have no objection to the proposed vacation or they have reached satisfactory agreements with the petitioner regarding their installation therein.

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

Respectfully submitted,
 CLYDE R. HOPKINS,
 Director

By Council Member Mahaffey:

Resolved, That all that part of the remaining north-south and east-west public alleys, 20 feet wide, in the block bounded by Joseph Campau, McDougall, Wight and Franklin Streets and Avenues described as the easterly 20 feet of Lot 14 as platted in D. J. & L. P. Campau's Subdivision of Block 7, Subdivision of the Joseph Campau Farm, Private Claim 609, as recorded in Liber 7, Page 80 of Plats, Wayne County Records; also all that part of the east-west public alley, 20 feet wide, lying south of and adjoining the easterly 20 feet of Lot 14, and north of and adjoining the easterly 20.05 feet of Lot 1 as platted in the above mentioned subdivision; also all that part of the east-west public alley, 20 feet wide, as opened by Recorder's Court and as established in the amended resolution of the Common Council of the City of Detroit on January 21, 1896, Journal of the Common Council, Pages 48 and 49, being part of Private Claims 9 and 454, McDougall Farm, City of Detroit, Wayne County, Michigan

Be and the same are hereby vacated as public alleys to become a part and parcel of the abutting property; subject to the following provisions:

Provided, A temporary easement for the continuance of existing Detroit Edison services over the easterly 72 feet of the above described east-west public alley, 20 feet wide, is retained therein for the building known as 261 McDougall Avenue. Said temporary Detroit Edison easement shall remain

until the above mentioned building is demolished and removed, and further

Provided, That the bulkheading of that portion of sewer to be abandoned shall be satisfactorily completed prior to any building construction. Also, the entire work is to be performed in accordance with plans and specifications approved by the Detroit Water and Sewerage Department - Sewer Services Section, subject to permits and inspection with all costs borne by the petitioner, and further

Provided, That if at any time it becomes necessary to remove the paved alley returns at the vacated alley entrances, such removal shall be done by private contract under City permit and inspection and according to City Engineering Department specifications, with the entire cost being borne by the petitioner, his administrators or assigns.

Adopted as follows:

Yeas — Council Members Cleveland, Eberhard, Kelley, Mahaffey, Peoples, Ravitz, and President Pro Tem. Hood
 — 7.

Nays — None.

Community & Economic Development Department

June 28, 1985

Honorable City Council:

Re: Offer to Reacquire, Lot 48 & part of Lot 32, East side of Afton, between Wellesley Drive and Strathcona Drive.

The City of Detroit acquired through City Tax Foreclosure, as a tax reverted parcel Lot 48 & part of Lot 32, located on the East side of Afton, between Wellesley Drive and Strathcona Drive a/k/a 19400 Afton Rd.

The property in question is a two story home in good condition, located in an area zoned R-1.

Our investigation reveals cancelled or unlevied City taxes for the years 1980 thru 1983 and County taxes for the year 1983, plus interest on said taxes, in the amount of \$17,800.00. In reacquisition situation, it is the policy of the Community & Economic Development Department to add a ten percent (10%) penalty for the cost involved due to this foreclosure action. Further, since this property was exempt on December 31, 1983, it was exempt from taxes for the fiscal year 1984 and an amount equivalent to the taxes that would have been assessed must be added. Considering all these facts, the cost or reacquisition would be \$24,270.00. The reacquisition is recommended on a land contract basis.

Bernard Adams, Jr., & Frederica D. Adams, his wife, the former owner has lived at this address for a period of 12 months or more. Mr. & Mrs. Adams