

Outer Drive Subdivision" that part of the Northerly 12.86 Acres of East Half of Southwest Quarter, Section 4, Town 1 South, Range 12 East, lying West of M.C.R.R., Hamtramck Township, City of Detroit, Wayne County, Michigan as recorded in Liber 46, Page 43, Plats, Wayne County Records; also.

All that part of Filer Avenue, 60 feet wide, south of E. Outer Drive lying easterly of and abutting the east line of the north 25.00 feet of Lot 58, and Lot 57; also lying westerly of and abutting the west line of the north 25.00 feet of Lot 55, and Lot 56 as platted in "Paterson Brothers and Company Mt. Elliott Avenue Subdivision" of part of the Northeast Quarter of the Southwest Quarter of Section 4, Town 1 South, Range 12 East, City of Detroit, Wayne County, Michigan as recorded in Liber 56, Page 79, Plats, Wayne County Records; also.

All of the public street turnaround (25 feet by 35 feet) lying east of and adjoining a portion of the herein above described Filer Avenue (60 feet wide) having been platted as the west 25.00 feet of Lot 56, and the west 25.00 feet of the north 5.00 feet of Lot 55 of "Paterson Brothers and Company Mt. Elliott Avenue Subdivision" of part of the Northeast Quarter of the Southwest Quarter of Section 4, Town 1 South, Range 12 East, City of Detroit, Wayne County, Michigan as recorded in Liber 56, Page 79, Plats, Wayne County Records; as deeded to the City of Detroit on June 5, 1951 (J.C.C. page 1340);"

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Hood, Kelley, Mahaffey, Peoples, Ravitz, and President Henderson — 9.

Nays — None.

City Engineering Department

November 30, 1988

Honorable City Council:

Re: Petition No. 2027. Redford Presbyterian Church. Conversion to easement of 2 east-west public alleys in the (triangular) block bounded by Redford, Rockdale and W. McNichols.

Petition No. 2027 of "Redford Presbyterian Church" requests the conversion of the east-west public alley, 3 feet wide, and a portion of the east-west public alley, 12 feet wide, in the (triangular) block bounded by Redford Avenue, Rockdale Avenue, and W. McNichols Road into an easement for public utilities.

The requested conversion (into public utility easements) was approved by the Community and Economic Development Department. The petition was referred to the City Engineering Depart-

ment for investigation and report. This is our report:

City departments and privately-owned utility companies have reported no objection to the conversion of public right-of-way into a utility easement. Provisions protecting utility installations are part of the resolution.

The adoption of the attached resolution is recommended.

Respectfully submitted,
CLYDE R. HOPKINS
Director

By Council Member Ravitz:

Resolved, All of the east-west public alley, 3 feet wide, in the (triangular) block bounded by Redford Avenue, Rockdale Avenue, and W. McNichols Road lying northerly of and abutting the north line of Lots 1 to 7 as platted in "Alonzo P. Woodruff's Subdivision" of the Southeast Quarter of Section 9, Town 1 South, Range 10 East, Redford Village, City of Detroit, Wayne County, Michigan as recorded in Liber 32, Page 18, Plats, Wayne County Records; also lying southerly of and abutting the south line of part of a strip of surplus property (variable width) in the Southeast Quarter of Section 9, Town 1 South, Range 10 East, Redford (Township), City of Detroit, Wayne County, Michigan; also.

All that part of the east-west public alley, 12 feet wide, in the (triangular) block bounded by Redford Avenue, Rockdale Avenue, and W. McNichols Road lying southerly of and abutting the south line of the west 9.30 feet of Lot 33, and Lots 34 to 38 as platted in "Allen M. Bosworth's Subdivision" on the Southeast corner of Section 9, in Redford (Township), Town 1 South, Range 10 East, City of Detroit, Wayne County, Michigan as recorded in Liber 22, Page 32, Plats, Wayne County Records; also lying northerly of and abutting the north line of a part of a strip of surplus property (variable width) in the Southeast Quarter of Section 9, Town 1 South, Range 10 East, Redford (Township), City of Detroit, Wayne County, Michigan;

Be and the same are hereby vacated as public alleys and are hereby converted into a public easement of the full width of the alleys, which easement shall be subject to the following covenants and agreements, uses, reservations and regulations, which shall be observed by the owners of said alleys 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 alleys 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 alleys 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 easement 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 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.

Fourth, that if the owners of said vacated alleys shall request the removal and/or relocation of any existing poles or other utilities in said easement, such owners, shall pay all costs incidental to such removal and/or relocation, unless such charges are waived by the utility owners.

Fifth, that if any utility located in said property shall break or be damaged as a result of any action on the part of said owners 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 said owners or assigns shall be liable for all costs incidental to the repair of such broken or damaged utility, and

Provided Further, That a certified copy of this resolution shall be recorded with the Wayne County Register of Deeds. The petitioner shall pay all incidental recording costs.

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Hood, Kelley, Mahaffey, Peoples, Ravitz, and President Henderson — 9.

Nays — None.

City Engineering Department

December 19, 1988

Honorable City Council:

Re: Petition No. 3863. Community and Economic Development Department — North Industrial Rehabilitation Project Street and alley vacations and dedications in the area bounded by Oakland, Russell, Caniff, and the City of Highland Park.

To develop properties in North Industrial Rehabilitation Project it is necessary to vacate several public streets and alleys in the area bounded by Oakland Avenue, Russell Street, Caniff Avenue, and the City of Highland Park; also it is necessary to set-aside City-owned land for the widening of Oakland Avenue, Russell Street, Caniff Avenue, and the relocation of Woodland Avenue.

The public street and alley closings were approved by the Department of Transportation.

Provisions protecting utility installations (in part of Woodland, and part of Russell) are part of the resolution.

Satisfactory arrangements have been made with all City departments and privately-owned utility companies.

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

Respectfully submitted,
CLYDE R. HOPKINS
Director

By Council Member Ravitz:

Resolved, All that part of Goodwin Avenue, 60 feet wide, lying between and abutting the north line of Caniff Avenue (66 feet wide) and the south line of Woodland Avenue (60 feet wide, having been opened as a public street on February 2, 1909 — J.C.C. page 114); said part of Goodwin Avenue lying westerly of and abutting the west line of Lot 170; also lying westerly of and abutting the west line of the previously vacated east-west public alley, 16 feet wide (in the block bounded by Goodwin, Cameron, Caniff, and Rosedale; December 11, 1917 — J.C.C. page 1651); also lying westerly of and abutting the west line of Lots 138 to 169; also lying easterly of and abutting the east line of Lot 3; also lying easterly of and abutting the east line of the previously vacated east-west public alley, 16 feet wide (in the block bounded by Oakland, Goodwin, Caniff, and Rosedale; December 29, 1908 — J.C.C. page 1678); also lying easterly of and abutting the east line of Lots 4 to