

on drawings 1 thru 11 of Michigan Department of Transportation Job number 26062A. The aerial rights of said easement are limited to the underside of that portion of the Cobo Center Helix that extends out over the easement area, and

Provided, That a certified copy of this resolution, and the quit-claim deeds of MDOT (referenced above), shall be recorded by the City Engineering Department with the Wayne County Register of Deeds.

Adopted as follows:

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

Nays — None.

City Engineering Department

July 17, 1990

Honorable City Council:

Re: Petition No. 332, Dynecol, Inc.

Vacation of an alley, portion of the north-south public alley west of Sherwood, south of Georgia.

Petition No. 332 of "Dynecol, Inc.," requests the outright vacation of a portion of the north-south public alley, 16 feet wide, west of Sherwood Avenue and south of Georgia Avenue.

Dynecol, Inc. plans to construct a container storage building to expand their existing plant at 6520 Georgia Avenue.

The request was approved by the Community and Economic Development Department. The petition was referred to the City Engineering Department for investigation and report. This is our report:

The petitioner plans to remove the paved alley return entrance (into Georgia). The petitioner shall pay all incidental removal costs whenever discontinuance of use makes removal necessary.

A strip of land was taken for the public alley widening on March 28, 1927 as confirmed by Recorder's Court (see April 5, 1927 — J.C.C. p. 877). The City owns a strip parcel within the public alley in fee. Therefore, the Finance Director must execute a quit-claim deed to transfer a strip parcel of the vacated public alley to Dynecol, Inc.

The petitioner has deposited the following City department reimbursement cost:

Public Lighting Department:
\$2,000.00, Receipt No. A-1329

Deposit to reroute poles and wire from a portion of the north-south public alley.

The Detroit Edison Company and the Michigan Bell Telephone Company have reached agreements with the petitioner regarding their pole and overhead wire installations. Satisfactory arrangements have been made with all other 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 Collins:

Resolved, All that part of the north-south public alley, 16 feet wide, west of Sherwood Avenue and south of Georgia Avenue (said public alley having been widened on March 28, 1927 as confirmed by Recorder's Court; April 5, 1927 — J.C.C. p. 877) lying westerly of and abutting the west line of Lots 51 to 62 of "Wagner's Field Avenue Subdivision" of part of Southeast Quarter of Section 21, Town 1 South, Range 12 East, City of Detroit, Wayne County, Michigan as recorded in Liber 34, Page 75, Plats, Wayne County Records;

Be and the same is hereby vacated as public (alley) right-of-way to become a part and parcel of the abutting property, subject to the following provisions:

Provided, That before any construction over the portion of vacated public alley, mentioned above, the petitioner shall apply to the Buildings and Safety Engineering Department for a building permit. Simultaneously, the petitioner shall submit said building plans to the Water and Sewerage Department (DWSD) — Sewer Services Section for review and approval. All costs for plan review, sewer manhole(s), bulkheading, or other damage to the remaining public sewer), inspection, and permits shall be paid by the petitioner; and

Provided, That whenever it becomes necessary to remove the paved alley return (into Georgia Avenue) at the 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, their heirs or assigns; 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; and be it further

Resolved, The Finance Director is hereby directed to execute a quit-claim deed to transfer the following portion of vacated public (alley) right-of-way to Dynecol, Inc. (formerly Waste Acid Services, Inc.), a Michigan corporation, whose address is 6520 Georgia Avenue, Detroit, Michigan 48211 (for the fair market value and/or other valuable considerations):

A strip of land in the City of Detroit, Wayne County, Michigan being part of the Southwest Quarter of Section 21,

Town 1 South, Range 12 East, (said strip of land having been taken for public alley widening on March 28, 1927 as confirmed by Recorder's Court; April 5, 1927 — J.C.C. p. 877) being more particularly described as follows:

Beginning at a point in the southerly line of Georgia Avenue (60 feet wide), said point being the intersection of said southerly line of Georgia Avenue and the westerly line of "Wagner's Field Avenue Subdivision" of part of Southeast Quarter of Section 21, Town 1 South, Range 12 East, City of Detroit, Wayne County, Michigan as recorded in Liber 34, Page 75, Plats, Wayne County Records; thence S.0°45'E. (along said westerly line of Wagner's Field Avenue Subdivision, heretofore mentioned), 361.15 feet; thence S.89°33'W., 8.00 feet; thence N.0°45'W., 361.15 feet; thence N.89°33'E., 8.00 feet to the point of beginning containing 2,889.2 square feet or 0.0663 acres more or less.

Adopted as follows:

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

Nays — None.

City Engineering Department

July 2, 1990

Honorable City Council:

Re: Petition No. 3. AAA Claims Center — Cadieux Rd. Alley to Easement portion of north-south public alley west of Cadieux between the Edsel Ford Fwy. and Britain; also requesting permission to encroach with a masonry screen wall across the alley.

Petition No. 3 of "AAA Claims Center — Cadieux Road" requests the conversion of a portion of the north-south public alley, 20 feet wide, west of Cadieux Road between the Edsel Ford Freeway and Britain Avenue into an easement for public utilities; also to encroach across the (converted) public alley with a masonry screen wall (approximately 4.50 to 6 feet in height with below grade footings).

The encroaching screen wall is necessary to separate commercial parking and residential properties.

The requested conversion into a public utility easement was approved by the Community and Economic Development Department. The petition was referred to the City Engineering Department for investigation and report. This is our report:

Provisions protecting the Water and Sewerage Department's interests in the public sewer are incorporated into the resolution.

All other City departments and privately-owned utility companies have

replied they have no objection to the proposed conversion or the encroachment. Should damages to utilities occur the petitioner shall be liable for all incidental repair costs and waives all claims for damages to the encroaching installations.

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

Respectfully submitted,
CLYDE R. HOPKINS,
Director

By Council Member Eberhard:

Resolved, The City Engineering Department is hereby authorized to issue permits to "Automobile Club of Michigan (for the AAA Claims Center — Cadieux Road, Detroit, MI)" to construct and maintain a masonry screen wall encroaching across the north-south (converted public) alley, 20 feet wide, west of Cadieux Road between the Edsel Ford Freeway and Britain Avenue, property described as follows:

The north 13.60 feet of Lot 419, Lot 378, and Lots 410 thru 418 of "Yorkshire Woods Subdivision No. 1 of Parcel 2 of the Plat of Commissioners on Partition of the Estate of Joseph Young, deceased, of part of Lot 7 of Subdivision of Back Concession of Private Claim 258, Lots 1, 2, 3, and 4 of Subdivision of the Southeast Half of Additional Donation to Private Claim(s) 584 and 261, part of the Northwest Half of Additional Donation to Private Claim(s) 584 and 261, Lot 6 and Northwest Half of Lot 4 of Subdivision of Back Concession of Private Claim(s) 262 and 272 as described in Liber 1559, Page 328, Deeds, (City of Detroit and) Gratiot Township", City of Detroit, Wayne County, Michigan as recorded in Liber 45, Page 68, Plats, Wayne County Records;

Encroachment to consist of a masonry screen wall (approximately 4.50 to 6 feet in height with below grade footings) across (both ends of) a portion of the north-south (converted public) alley, 20 feet wide, west of Cadieux Road between the Edsel Ford Freeway and Britain Avenue, abutting the above described property;

Provided, The petitioner shall make application to the Buildings and Safety Engineering Department for a building permit. Simultaneously, the petitioner(s) shall made application to the Board of Water Commissioners to obtain approval to construct over (or near) the public sewer. The masonry screen wall encroachment shall be installed and maintained in accord with plans submitted to and approved by the Buildings and Safety Engineering Department (B&SE) and the Water and Sewerage Department (DWSD) — Sewer Services Sec-