

of Lawsuit No. 89 920 836 NO approved by the Law Department.

Respectfully submitted,
DENNIS BURNETT
Supervising Assistant
Corporation Counsel

Approved:

DONALD PAILEN
Corporation Counsel

By Council Member Ravitz:

Resolved, That the Finance Director be and she is hereby authorized and directed to draw her warrant upon the proper funds in favor of Mable Taylor, Personal Representative of the estate of Danny A. Robinson, Jr., Deceased, and their attorneys, Bieri, Bernstein, Gradier & McHugh in the amount of Ninety-Five Thousand (\$95,000.00) Dollars in full settlement of any and all claims which they may have against the City of Detroit by reason of alleged injuries sustained as a result of car accident on or about October 14, 1987, and that said amount be paid upon receipt of properly executed Releases, and a Stipulation and Order of Dismissal of Lawsuit No. 89 920 836 NO approved by the Law Department.

Approved:

DONALD PAILEN
Corporation Counsel

Adopted as follows:

Yeas — Council Members Butler, Cleveland, Hood, Kelley, Ravitz, and President Pro Tem. Hill — 6.

Nays — None.

**Buildings and Safety
Engineering Department**

November 28, 1990

Honorable City Council:

Re: Eugene A. Gargaro, Jr. and Liberty Temple Baptist Church (Petn. #3538). Modify Previously Adopted Council Resolution to Convert North-South Alley to Easement. Block Bounded by Greenfield, Prest, W. McNichols and Santa Maria (17140 Greenfield).

The above-referenced Petitioners, as owners of an existing parking lot on property located on the east side of Greenfield between W. McNichols and Santa Maria desire to expand, onto the westerly ½ of an adjoining alley/easement, their existing parking lot in order to increase the parking lot capacity to better accommodate the needs of the Liberty Temple Baptist Church parishioners occupying the adjacent building to the north and the Sinai Hospital employees occupying an adjacent building to the south.

In connection with this proposed parking lot expansion, their Petition No. 3538 to convert the adjoining alley to an easement was approved with conditions by

your Honorable Body on July 18, 1990 (J.C.C. pages 1652-1654), one of the conditions being that a six (6) foot high masonry wall be erected along the center line of the converted alley to separate the adjacent existing parking lot on the east side of Greenfield from the adjacent existing rear yards of the homes on the west side of Prest. However, the Petitioners have now been advised that the Water and Sewerage Department will not allow the erection of a masonry wall within the easement right-of-way because of the underground utility lines located therein.

Because the northerly portion of the Petitioners parking lot is zoned in the R2 (two family residential) district classification and the southerly portion is zoned in the P1 (parking) classification, and because Sections 65.0000, 82.0300 and 111.1100 of the Zoning Ordinance allow the Buildings and Safety Engineering Department to modify the wall requirements for parking lots in R2 and P1 zoning districts, the Petitioners have submitted a request to this Department for such modification and for approval to erect a six (6) foot high wooden stockade fence in lieu of the six (6) foot high masonry wall.

The Buildings and Safety Engineering Department held a public hearing in connection with the consideration given this requested wall modification, at which time no opposition was expressed. The proposal was subsequently approved with conditions (see attached copy of approval letter for B & S E Case #138-90 which is on file in the City Clerk's Office). However, because the Buildings and Safety Engineering Department has no authority to modify a Resolution of the City Council, a modification of your earlier Resolution would be required in order to the two actions to be consistent and for the Petitioners to complete their planned parking lot expansion as proposed.

In view of the above, it is respectfully requested that the attached Resolution, amending your earlier action, be adopted. In addition, because of the pending closing of the paving season, it is requested that this action be taken with a waiver of reconsideration.

Respectfully submitted,
CREIGHTON C. LEDERER
Director

By Council Member Hood:

Resolved, That in accordance with the foregoing communication from the Buildings and Safety Engineering Department, the Resolution of the City Council relative to Petition No. 3538 (adopted July 18, 1990, J.C.C. pages 1652-1654) be and is hereby amended only to the extent necessary to insert the following paragraph immediately preceding the

final paragraph of the original Resolution as adopted:

Sixth, that in reference to the above-stated masonry wall requirements, the Buildings and Safety Engineering Department is hereby authorized to modify the masonry wall requirements of this Resolution in accord with the provisions of Section 65.0000, 82.0300 and 111.1100 of the Zoning Ordinance if such modification is found to be necessary or appropriate.

It is further resolved, That the original Resolution of the City Council relative to this matter remain in full force and effect except as herein modified and such original Resolution is hereby deemed to be an integral part of this Resolution and is, by reference, as though it were printed as amended in its entirety herein.

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

Adopted as follows:

Yeas — Council Members Butler, Cleveland, Hood, Kelley, Ravitz, and President Pro Tem. Hill — 6.

Nays — None.

**Buildings and Safety
Engineering Department**

November 1, 1990

Honorable City Council:

Re: 13607 Appoline, Bldg. 101, DU's 1, Lot 73, Sub. of Cedarhurst (Plats), Ward 22, Item 021768, Cap 22/0057, between Schoolcraft and Jeffries.

On J.C.C. page 1744 published July 20, 1990, your Honorable Body returned jurisdiction of the above-mentioned property to Buildings and Safety Engineering Department to reinvestigate and provide Council with additional information on said property for final disposition by your Honorable Body.

The last inspection made on August 23, 1990 revealed that: the dwelling is vacant, open and fire damaged.

It is respectfully requested that your Honorable Body approve the original recommendation of this Department published July 11, 1990 (J.C.C. page 1578), to direct the Department of Public Works to have this dangerous structure barricaded/removed and to assess the costs of removal/barricades against the property described above.

Respectfully submitted,
CREIGHTON C. LEDERER
Director

**Buildings and Safety
Engineering Department**

November 1, 1990

Honorable City Council:

Re: 2509 Ashland, Bldg. 101, DU's 1,

Lot 360, Sub. of C. B. Sherrard Sub. (Plats), Ward 21, Item 062382, Cap 21/0407, between Charlevoix and unknown.

On J.C.C. page 1718 published July 12, 1989, your Honorable Body returned jurisdiction of the above-mentioned property to Buildings and Safety Engineering Department to reinvestigate and provide Council with additional information on said property for final disposition by your Honorable Body.

The last inspection made on October 2, 1990 revealed that: the dwelling is vacant, open at front and rear door and vandalized.

It is respectfully requested that your Honorable Body approve the original recommendation of this Department published June 21, 1989 (J.C.C. page 1504), to direct the Department of Public Works to have this dangerous structure barricaded/removed and to assess the costs of removal/barricades against the property described above.

Respectfully submitted,
CREIGHTON C. LEDERER
Director

**Buildings and Safety
Engineering Department**

November 1, 1990

Honorable City Council:

Re: 8837-9 Chalfonte, Bldg. 101, DU's 2, Lot 311, Sub. of Brae Mar Sub. #1 (Plats), Ward 16, Item 006104, Cap 16/0270, between Indiana and Kentucky.

On J.C.C. page 2630 published November 15, 1989, your Honorable Body returned jurisdiction of the above-mentioned property to Buildings and Safety Engineering Department to reinvestigate and provide Council with additional information on said property for final disposition by your Honorable Body.

The last inspection made on October 9, 1990 revealed that: the dwelling is vacant, open and vandalized.

It is respectfully requested that your Honorable Body approve the original recommendation of this Department published November 1, 1989 (J.C.C. page 2552), to direct the Department of Public Works to have this dangerous structure barricaded/removed and to assess the costs of removal/barricades against the property described above.

Respectfully submitted,
CREIGHTON C. LEDERER
Director

**Buildings and Safety
Engineering Department**

November 1, 1990

Honorable City Council:

Re: 904-6 Conner, Bldg. 101, DU's 2, Lot 200, Sub. of A. M. Campau Realty Co. Sub. (Plats), Ward 21,