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building or portions thereof, removed with the cost assessed against the property.

All utility companies are advised by copy of this letter to immediately start utility disconnects.

Respectfully submitted,
CREIGHTON C. LEDERER
Director

By Council Member Everett:

Resolved, That in accordance with the two (2) foregoing communications, the Department of Public Works is hereby directed to immediately take emergency measures for the demolition of structures located at 4833-53 Christiancy and 8826 Mt. Elliott, and that the costs of same be assessed against the properties.

Adopted as follows:

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

Nays — None.

Office Of The City Clerk

May 14, 1993

Honorable City Council:

On October 21, 1992, your Honorable Body established neighborhood enterprise zones. I am in receipt of two (2) applications for neighborhood enterprise zone certificates, The attached Resolution, if adopted by your Honorable Body, will approve those applications.

Respectfully submitted,
JAMES H. BRADLEY
City Clerk

By Council Member Hill:

Whereas, Michigan Public Act 147 of 1992 allows the local legislative body to establish Neighborhood Enterprise Zones for the purpose of providing exemption from ad valorem property taxes, and the imposition of specific property tax in lieu of ad valorem taxes; and

Whereas, The Detroit City Council has established a Neighborhood Enterprise Zone for the following area in the manner required by and pursuant to Public Act 147 of 1992, on October 21, 1992, JCC pgs. 2272-77.

Now, Therefore, Be It Resolved, That the City Council approves the following addresses for receipt of Neighborhood Enterprise Zone Certificates for a twelve year period:

Zone	Address	Application Number
Victoria Park	520 New Town	92-01-76
Victoria Park	550 New Town	92-01-77

And Be It Further Resolved, That the City Clerk shall forward each tax exemption certificate application to the State Tax Commission.

Adopted as follows:

Yeas — Council Members Butler, Cleveland, Eberhard, Everett, Hill, Hood and Kelley— 7.

Nays — Council Members Ravitz and President Mahaffey — 2.

City Engineering Department

April 30, 1993

Honorable City Council:

Re: Petition No. 2103, Community and Economic Development Department Forest Park Rehabilitation Project — Parcels 15, 16 and 17, New Wayne County Medical Examiner Facility Site Street and Alley Vacations and Dedications in the area bounded by Chrysler Service Drive, Russell, E. Forest, and E. Warren.

To develop properties in Forest Park Rehabilitation Project it is necessary to vacate public streets and alleys in the area bounded by the Chrysler Service Drive, Russell Street, E. Forest and E. Warren Avenues; also it is necessary to set-aside city owned land to establish the southwest (right-of-way) corner at the intersection of Russell and Warren.

The public street and alley closings were approved by the Department of Public Works — Traffic Engineering Division. Also, the development plan and land exchange between the City and Wayne County was approved by your Honorable Body on May 21, 1992 (J.C.C. pgs. 1113-15).

Necessary provisions protecting underground utility installations are incorporated into 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 Hill:

Resolved, All that part of the north-south public alley, 20 feet wide, south of E. Warren Avenue between Rivard and Russell Streets having been platted as the westerly 20.00 feet of Lots 1 and 2 of the "Subdivision of Outlot 7, Mullett Farm, being Rear Concession of Private Claim 7", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 220, Plats, Wayne County Records; said parts of lots having been deeded to the City of Detroit for public alley purposes within the City Council resolution adopted on March 6, 1962 (J.C.C. pg. 448); also

All of a triangular-shaped part of Lot 47 (located at the northwest corner of said

lot) of the "Plat of Patterson's Subdivision of Lot 6, Mullett Farm, Rear Concession of Private Claim 7", City of Detroit, Wayne County, Michigan as recorded in Liber 7, Page 35, Plats, Wayne County Records; said part of lot having been deeded to the City of Detroit for public alley purposes within the City Council resolution adopted on March 6, 1962 (J.C.C. pg. 448); also

All of the north-south public alley, 20 feet wide, in the block bounded by Rivard and Russell Streets, E. Hancock and E. Warren Avenues lying westerly of and abutting the west line of Lots 38, 39, 42, 43, 46 and 47; also lying easterly of the abutting the east line of Lots 37, 40, 41, 44, 45 and 48 of the "Plat of Patterson's Subdivision of Lot 6, Mullett Farm, Rear Concession of Private Claim 7", City of Detroit, Wayne County, Michigan as recorded in Liber 7, Page 35, Plats, Wayne County Records;

All of the above three parts of the north-south public alley, (generally) 20 feet wide, in the block bounded by Rivard and Russell Streets, E. Hancock and E. Warren Avenues are within the metes and bounds of a parcel, being more particularly described as follows: Beginning at the intersection of the southerly line of E. Warren Avenue, 142 feet wide, and the easterly line of Rivard Street, 50 feet wide, thence N.63°47'09"E., along said southerly line of E. Warren Avenue, 177.49 feet to a point; thence 101.63 feet along the arc of a curve concave to the south, which has a radius of 169.70 feet, a delta of 34°18'55" and a long chord of 100.12 feet which bears N.80°56'50"E. to a point of tangency; thence S.81°53'30"E., 33.99 feet to a point of curve; thence 39.30 feet along the arc of a curve concave to the south, which has a radius of 111.50 feet, a delta of 20°11'42" and a long chord of 39.10 feet which bears S.71°47'39"E., to a point of compound curve; thence 112.44 feet along the arc concave southwest, which has a radius of 181.34 feet, a delta of 35°31'38" and a long chord of 110.65 feet which bears S.43°55'22"E. to a point of tangency; thence S.26°09'33"E., along westerly line of Russell Street 60 feet wide), 70.42 feet; thence S.63°51'47"W., 362.92 feet to a point on the easterly line of Rivard Street (50 feet wide); thence N.26°10'33"W., along said easterly line of Rivard Street, 251.40 feet to the point of beginning; (containing 83,921 square feet or 1.9266 acres more or less);

Be and the same are hereby vacated as public (alley) rights-of-way to become part and parcel of the abutting property; and be it further

Resolved, All that part of Rivard Street, 50 feet wide, between E. Han-

cock and E. Warren Avenues lying westerly of and abutting the west line of the south 9.45 feet of Lot 40, and Lot 37; also lying westerly of and abutting the west line of the east-west public alley, 18 feet wide (in the block bounded by Rivard and Russell Streets, E. Hancock and E. Warren Avenues); also lying westerly of and abutting the west line of Lot 36; also lying westerly of and abutting the west line E. Hancock Avenue (60 feet wide; between Rivard and Russell Streets) of the "Plat of Patterson's Subdivision of Lot 6, Mullett Farm, Rear Concession of Private Claim 7", City of Detroit, Wayne County, Michigan as recorded in Liber 7, Page 35, Plats, Wayne County Records; also lying easterly of and abutting the east line of the southerly 49.58 feet of the westerly 386.16 feet of Lot 190, and the northerly 162.87 feet of the westerly 386.16 feet of Lot 189 of the "Plat of that part of Claim No. 181, North of Jefferson Avenue for the Heirs of Antoine Rivard as subdivided into Lots", City of Detroit, Wayne County, Michigan as recorded on April 19, 1841 in Book 12, Pages 348-351, City Records; also

All that part of E. Hancock Avenue, 60 feet wide, between the Chrysler Freeway Service Drive and Rivard Street lying southerly of and abutting the south line of Lot 56; also lying northerly of and abutting the north line of Lot 77 of "T. W. Palmer's Subdivision of Outlots 6 and 7 and the South 292.85 feet of Outlot 5 of the Subdivision of the Rear Part of the Louis Moran Farm, Town 1 and 2 South, Range 12 East", City of Detroit, Wayne County, Michigan as recorded in Liber 9, Page 90, Plats, Wayne County Records; also being the south 60.00 feet of the northerly 162.87 feet of the westerly 386.16 feet of Lot 189 of the "Plat of that part of Claim No. 181, North of Jefferson Avenue for the Heirs of Antoine Rivard as subdivided into Lots", City of Detroit, Wayne County, Michigan as recorded on April 19, 1841 in Book 12, Pages 348-351, City Records; also

All that part of E. Hancock Avenue, 60 feet wide, between Rivard and Russell Streets lying southerly of and abutting the south line of Lots 25 thru 36; also lying northerly of and abutting the north line of Lots 13 thru 24 of the "Plat of Patterson's Subdivision of Lot 6, Mullett Farm, Rear Concession of Private Claim 7", City of Detroit, Wayne County, Michigan as recorded in Liber 7, Page 35, Plats, Wayne County Records; also

All of the east-west public alley, 18 feet wide, in the block bounded by Rivard and Russell Streets, E. Hancock and E. Warren Avenues lying southerly of and abutting the south line of Lot 37; also lying southerly of and abutting the south line of the north-south public alley (20 feet wide;

in said block); also lying southerly of and abutting the south line of Lot 38; also lying northerly of and abutting the north line of Lots 25 thru 36 of the "Plat of Patterson's Subdivision of Lot 6, Mullett Farm, Rear Concession of Private Claim 7", City of Detroit, Wayne County, Michigan as recorded in Liber 7, Page 35, Plats, Wayne County Records;

Be and the same are hereby vacated as public streets and alley, and are hereby converted into a public underground easement of the full width of the streets 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 streets 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 streets and 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 cable, electric light conduits or things usually placed or installed underground 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 easement for the purpose above set forth.

Second, said utility easement or right-of-way in and over said vacated streets and 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 cable or any utility facility placed or installed underground 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 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 underground

easement, without prior approval of the City Engineering Department,

Fourth, that if the owners of any lots abutting on said vacated streets and alley 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 be it further

Resolved, Pursuant to the Court ruling in *Center Line v Michigan Bell Telephone Co.* 26 Mich. App 659 (1970), aff. 387 Mich. 260 (1972), the Community and Economic Development Department is hereby authorized to process billings from utility companies and others for the relocation of their equipment in connection with this urban renewal project. However, prior to the processing of bills, the Community and Economic Development Department shall consult with the Law Department to determine which utility removal and/or relocation costs incidental to this urban renewal project are obligatory under current Michigan court rulings; and further

Provided, That the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds; and be it further

Resolved, The following described city-owned properties are hereby dedicated for public street purposes;

Land dedication for so-called relocated Hancock widening, South of Warren between Chrysler Service Drive and Rivard Street.

(1) Land in the City of Detroit, Wayne County, Michigan being the north 20.00 feet of Lot 56 of "T. W. Palmer's Subdivision of Outlots 6 and 7 and the South 292.85 feet of Outlot 5 of the Subdivision of the Rear Part of the Louis Moran Farm, Town 1 and 2 South, Range 12 East", as recorded in Liber 9, Page 90, Plats, Wayne County Records; also being the northerly 20.00 feet of the southerly 60.58 feet of the westerly 386.16 feet of Lot 100 of the "Plat of that part of Claim No. 181, North of Jefferson Avenue for the Heirs of Antoine Rivard as subdivided into Lots", as recorded on April 19, 1841 in Book 12, pages 348-351, City Records; containing 8,368 square feet or 0.1921 acres more or less; also

LAND DEDICATION TO ESTABLISH THE SOUTHWEST CORNER INTERSECTION OF E. WARREN AVENUE AND RUSSELL STREET.

(2) Land in the City of Detroit, Wayne County, Michigan being part of Lots 1 and 2 of the "Subdivision of Outlot 7, Mullett Farm, being Rear Concession of Private Claim 7", as recorded in Liber 1, Page 220, Plats, Wayne County Records; also part of Lots 42, 43, 46 and 47 of the "Plats of Patterson's Subdivision of Lot 6, Mullett Farm, Rear Concession of Private Claim 7", as recorded in Liber 7, Page 35, Plats, Wayne County Records; being more particularly described as follows:

Commencing at the intersection of the southerly line of E. Warren Avenue, 142 feet wide, and the easterly line of Rivard Street, 50 feet wide, thence N.63°47'09"E., along said southerly line of E. Warren Avenue, 177.49 feet to the point of beginning; thence 101.63 feet along the arc of a curve concave to the south, which has a radius of 169.70 feet, a delta of 34°18'55" and a long chord of 100.12 feet which bears N.80°56'50"E. to a point of tangency; thence S.81°53'30"E., 33.99 feet to a point of curve; thence 39.30 feet along the arc of a curve concave to the south, which has a radius of 111.50 feet, a delta of 20°11'42" and a long chord of 39.10 feet which bears S.71°47'39"E., to a point of compound curve; thence 112.44 feet along the arc concave southwest, which has a radius of 181.34 feet; and delta of 35°31'38" and a long chord of 110.65 feet which bears S.43°55'22"E. to a point of tangency; thence N.26°09'33"W., along the westerly line of Russell Street, 60 feet wide, 181.43 feet to the southerly line of E. Warren, 142 feet wide; thence S. 63°47'09"W., 185.49 feet to the point of beginning containing 7,416 square feet or 0.1702 acres more or less.

Adopted as follows:

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

Nays — None.

City Engineering Department

April 5, 1993

Honorable City Council:

Re: Petition No. 3102, City Engineering Department, Tiger Stadium Renovation Project, Street to Easement and Encroachments, Kaline Drive between Trumbull and Cochrane; also encroachments associated with the new Tiger Plaza into Trumbull and Michigan.

Petition No. 3102 of the "City Engineering Department" requests the conversion of Kaline Drive, 50 feet wide,

between Cochrane and Trumbull Avenues into an easement for public utilities. The City of Detroit is the owner of Tiger Stadium. Plans to develop the new "Tiger Plaza" will require the consolidation of city properties (south of the Fisher Freeway Service Drive, including Kaline Drive) to replace parking spaces taken for the "plaza". Also, the new "Tiger Plaza" will encroach about 8.50 feet into the west side of Trumbull Avenue (100 feet wide), and about 5.00 feet into the north side of Michigan Avenue (120 feet wide).

Plans have been submitted for review and permits to the Buildings and Safety Engineering Department and the City Engineering Department. The matter of (1993) Tiger Stadium renovations has been thrice brought before your Honorable Body (January 29, 1993; February 5, 1993; and March 11, 1993). Further, together with a letter from the City Engineering Department (dated March 22, 1993) plans and contract documents were transmitted to City Council in response to your written request.

The City Engineering Department has consulted with the Michigan Department of Transportation (M-DOT— for the encroachments into Michigan Avenue, a State trunkline. Generally, the City has received verbal approval, and the permit applications have been submitted to M-DOT.

The public street closing and encroachments have been approved by the Department of Public Works — Traffic Engineering Division. Also, the City Engineering Department has obtained clearances from all involved city departments and privately-owned utility companies. Provisions protecting utility installations are part of the resolution.

Four underground fed street lamps will be maintained within Kaline Drive by the Public Lighting Department (PLD) under the terms and conditions of a service agreement (for monthly payment) between PLD and the "Tiger" owners.

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

Respectfully submitted,
CLYDE R. HOPKINS,
Director

By Council Member Hood:

Whereas, The City of Detroit is the owner of Tiger Stadium. The matter of (1993) Tiger Stadium renovations has been thrice brought before the Detroit City Council (January 29, 1993; February 5, 1993; and March 11, 1993). Also plans have been submitted for review and permits to the Buildings and Safety Engineering Department and the City Engineering Department; and