

18, 1992, 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 February 8, 1993 revealed that: the dwelling is vacant and open (via front window) and vandalized.

It is respectfully requested that your Honorable Body approve the original recommendation of this Department published November 1, 1989 (J.C.C. pages 2552-4), 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

By Council Member Butler:

Resolved, That the Department of Public Works be and it is hereby authorized and directed to take the necessary steps as recommended by the Buildings and Safety Engineering Department in proceedings of June 17, 1992 (J.C.C. pp. 1357-9), October 14, 1992 (J.C.C. pp. 2212-4), March 13, 1991 (J.C.C. p. 540), May 21, 1992 (J.C.C. pp. 1108-10), June 24, 1992 (J.C.C. pp. 1422-3), November 20, 1991 (J.C.C. pp. 2561-4), April 1, 1992 (J.C.C. pp. 663-6), March 21, 1990 (J.C.C. pp. 633-4), and November 1, 1989 (J.C.C. pp. 2552-4), for the removal of dangerous structures on premises known as 14204 Blackstone, 13043 Chelsea, 13398 Chelsea, 6304-6 Hazlett, 13711 Rosa Parks Blvd., 6626 Scotten, 6733 Scotten, 8291 St. Marys, and 1430 Virginia Park, respectively, and to assess the costs of same against the properties more particularly described in the nine (9) foregoing communications, and be it further

Resolved, That with further reference to dangerous structure at 6304-6 Hazlett, the Department of Public Works is hereby directed to defer the demolition of same for a period of thirty (30) days.

Adopted as follows:

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

Nays — None.

City Engineering Department
March 8, 1993

Honorable City Council:
Re: Petition No. 2350. Eutectic Engineering, Inc. Alley to Easement, north-south public alley in the block bounded by Mt. Elliott, Filer, Brimson and E. Davison.

Petition No. 2350 of "Eutectic Engineering, Inc." requests the conversion of the north-south public alley, 20 feet wide, in the block bounded by Mt. Elliott, Filer, Brimson, and E. Davison Avenues into an easement for public utilities.

The requested conversion 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 use the paved alley return entrances (into Brimson and E. Davison Avenues) and requests such remain in their present status. The petitioner shall pay all incidental removal costs whenever discontinuance of use makes removal necessary.

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

The adoption of the resolution is recommended.

Respectfully submitted,
CLYDE R. HOPKINS
Director

By Council Member Kelley:

Resolved, All of the north-south public alley, 20 feet wide, in the block bounded by Mt. Elliott, Filer, Brimson, and E. Davison Avenues lying westerly of and abutting the west line of Lots 11 thru 20; also lying easterly of and abutting the east line of Lots 1 thru 10 "Block 23 of the Plat of the Village of Norris (located on the West Half of Section 9, Town 1 South, Range 12 East, Hamtramck Township)" City of Detroit, Wayne County, Michigan as recorded in Liber 3, Page 30, Plats, Wayne County Records;

Be and the same is hereby vacated as a public alley and is hereby converted into a public easement of the full width of the 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 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 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, 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 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 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 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 change of surface grade made, without prior approval of the City Engineering Department.

Fourth, that if 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, 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 further

Provided, That if it becomes necessary to remove the paved alley return at the entrances (into Brimson and/or E. Davison Avenues), 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 further

Provided, That the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

Adopted as follows:
Yeas — Council Members Butler, Cleveland, Eberhard, Everett, Hill, Hood, Kelley, Ravitz, and President Mahaffey — 9.
Nays — None.

Community & Economic Development Department

March 10, 1993

Honorable City Council:
Re: Active Tool/Petro-Chem Project Bounded by Freud and Lycaste Parcels B and F

On February 28, 1990 (J.C.C. pages 470 and 471) your Honorable Body approved the Project Plan for the Economic Development Corporation of the City of Detroit (Active Tool/Petro-Chem Project).

Parcel B and Parcel F in this project are still owned by the City of Detroit and the Community and Economic Development Department requests that the land be transferred to the Economic Development Corporation.

Under the terms of a proposed transfer agreement, the property will be transferred to the Economic Development Corporation for the sum of \$1.00.

The Economic Development Corporation will negotiate a Purchase Agreement with Active Tool for Parcel F at \$20,000.00 per acre and Petro-Chem for Parcel B at \$20,000.00 per acre calling for the purchase and development of said properties for an industrial re-use.

The net proceeds received by the Economic Development Corporation from the disposition of the property will be remitted to the City of Detroit by the Economic Development Corporation. There is also a provision in the Purchase Agreement that if the property is not developed, the property shall revert to the City.

We, therefore, request that your Honorable Body adopt the attached resolution and authorize the Finance Director to enter into a Transfer Agreement with the Economic Development Corporation (EDC) of the City of Detroit on Parcels B and F in the Active Tool/Petro-Chem Project.

Respectfully submitted,
HENRY B. HAGOOD
Director

By Council Member Butler:
Resolved, That in accordance with the terms of a proposed Transfer Agreement and the foregoing communication, the City Finance Director be and is hereby authorized to execute a Transfer of Land Agreement on the following described property with the Economic Development Corporation of the City of Detroit, a Michigan Public Corporation in the amount of \$1.00.