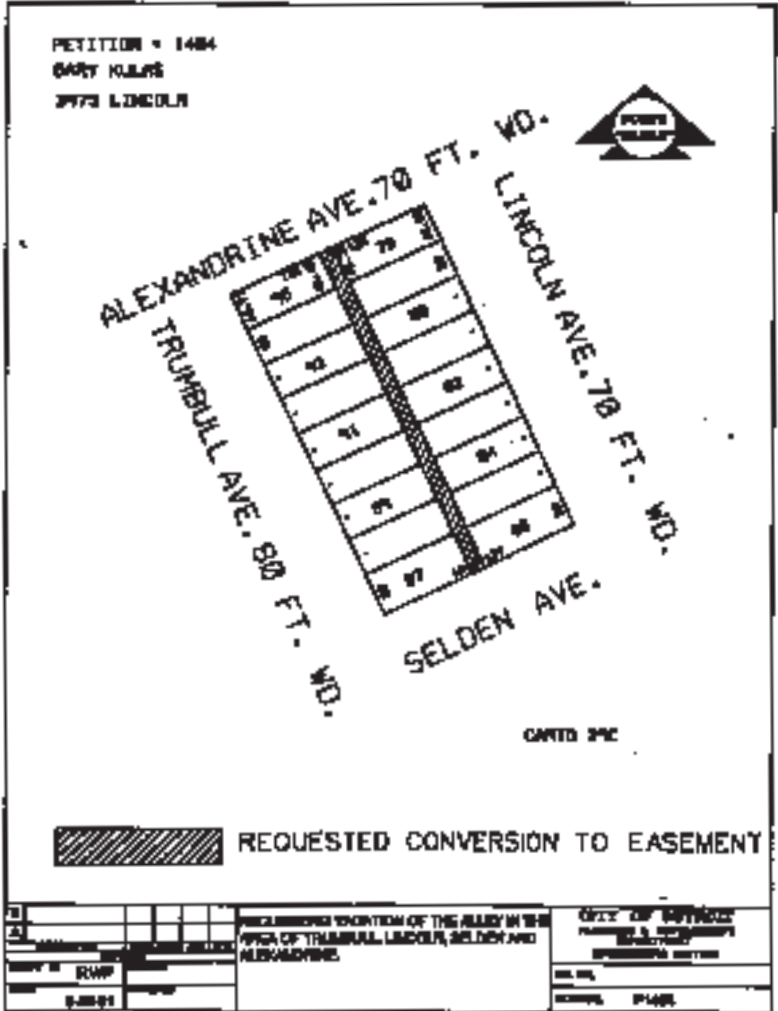


Resolved, That in accordance with MCL Section 560.256 and City Code Section 50-7-4, the City Clerk is directed to record a certified copy of this resolution with the Wayne County Register of Deeds within 30 days of the effective date of this

resolution; and be it further

Resolved, That upon the receipt of a copy of this resolution, the City Engineer shall correct the official City Maps and Records.

A waiver of reconsideration is requested.



Adopted as follows:
Yeas — Council Members Cleveland, K. Cockrel, Jr., S. Cockrel, Everett, Hood, Mahaffey, Scott, Tinsley-Talabi, and President Hill — 9.
Nays — None.

**Department of Public Works
City Engineering Division**

October 11, 2001

Honorable City Council:

Re: Petition No. 3978 — Sterling Rose Properties, L.L.C., requesting for

vacation of alleys and dedication of land for new alley all in the area of Michigan, Bushey, and Greusel.

Petition No. 3978 of "Sterling Rose Properties, L.L.C., et. al., whose address is, 6020 West Maple Road, Suite 503, West Bloomfield, MI. 48322," requests to outright vacate the east-west, public alley, 20 feet wide, and a portion of north-south public alley, 20 feet wide, and the dedication of land for new public alley outlet, 20 feet wide, all in the block

bounded by Michigan Avenue, 120 feet wide, Kulick Avenue, 50 feet wide, Bushey Avenue, 50 feet wide, and Greusel Avenue, 60 feet wide.

The request for outright vacation and dedication was approved by the Solid Waste Division, and Traffic Engineer Division of DPW. The petition was referred to the City Engineering Division — DPW for an investigation (utility review) and report. This is our report:

The petitioner (“Sterling Rose Properties, L.L.C., et. al., whose address is, 6020 West Maple Road, Suite 503, West Bloomfield, MI. 48322,”), must build a new public alley at no expense to the City of Detroit. The petitioner intends to acquire land and set-aside funding to build the new alley. The alley shall be built by private contract within property to be owned or controlled by the petitioner under City Engineering Division — DPW inspection and permits. When the alley is completed to city specifications, the petitioner shall deed the property to the city. City Council is requested to declare the city’s ‘intent’ to accept the executory warranty deed and alley for public purposes; provided said property complies with the requirements of Detroit codes and ordinances, also known as the ‘Environmental Review Guidelines’ and provided the Law Department concludes that the grantor possess the appropriate rights, title, and interest in properties to convey said land to the city for alley and other public purposes. The dedication and construction of the 20 feet wide east-west strip of land for public alley purposes must be completed before the vacations to avoid the creation of a dead-end alley.

The Ameritech Company (AMBT) reports having facilities in the area, which needs to be removed and/or rerouted. The petitioner will be liable to pay AMBT removal/relocation charges. The petitioner has made satisfactory arrangements with AMBT.

The Detroit Edison Company (DeCo) reports an estimated cost of \$25,000.00 for removing and/or rerouting service. The petitioner has made satisfactory arrangements with DeCo.

The Detroit Water and Sewerage Department (DWSD) reports having existing sewers in the alleys, however, in order to approve the outright vacation of the alley(s) the petitioner has agreed to grant DWSD an easement for existing sewers, also the attached conditions must be met.

All other involved city departments and privately owned utility companies have reported no objections to the requested outright vacation or satisfactory arrangements have been made. Provisions protecting utility installations (if necessary) are part of the resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,
SUNDAY JAIYESIMI
City Engineer

City Engineering Division — DPW

By Council Member K. Cockrel, Jr.:

Resolved, All that part of the East-West public alley, 22.6 feet wide, lying Southerly of and abutting the south line of lots 108 through 114, both inclusive, and lying Northerly of and abutting the North line of lot 115 in the “Greusel’s Sub’n of Lots A, B and 16 of Brush’s Sub’n of part of P.C. 260”, Detroit, Wayne Co. Michigan as recorded in Liber 19 Page 7, Plats, Wayne County Records, and all that part of the East-West, public alley, 20 feet wide, lying Southerly of and abutting the South line of lots 1 through 3, both inclusive, and lying Northerly of and abutting the north line of lot 4 in the “C.F. Campau’s Plat of a central portion of P.C. 171 confirmed to Joseph Livernois Jr.”, as recorded in Liber 1 Page 208, Plats, Wayne County Records (Deeded to the City Detroit August 31, 1915); also all that part of the North-South public alley, 20 feet wide, lying Westerly of and abutting the west line of the north 76.59 feet of lot 115 in the “Greusel’s Sub’n of Lots A, B and 16 of Brush’s Sub’n of part of P.C. 260”, Detroit, Wayne Co. Michigan as recorded in Liber 19 Page 7, Plats, Wayne County Records, and lying Easterly of and abutting the East line of lot 4 and 5 in the “C.F. Campau’s Plat of a central portion of P.C. 171 confirmed to Joseph Livernois Jr.”, as recorded in Liber 1 Page 208, Plats, Wayne County Records; All in the block bounded by Michigan Avenue, 120 feet wide, Kulick Avenue, 50 feet wide, Bushey Avenue, 50 feet wide, and Greusel Avenue, 60 feet wide.

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

Provided, That the petitioner shall design and construct proposed water main and lateral sewer and make the connections to the existing water main and public sewers as required by the Detroit Water and Sewerage Department (DWSD) prior to construction of the proposed buildings; and further

Provided, That the plans for the water main and lateral sewers shall be prepared by a registered engineer; and further

Provided, That DWSD be and is hereby authorized to review the drawings for the proposed water main and the lateral sewers and to issue permits for the construction of the lateral sewers; and further

Provided, That the entire work is to be performed in accordance with plans and specifications approved by DWSD and

constructed under the inspection and approval of DWSD; and further

Provided, That the entire cost of the water main and lateral sewer construction, including inspection, survey and engineering shall be borne by the petitioner; and further

Provided, That the petitioner shall deposit with the DWSD, in advance of engineering, inspection and survey, such amounts as the department deems necessary to cover the costs of these services; and further

Provided, That the petitioner shall grant to the City a satisfactory easement for the water main and lateral sewers; and further

Provided, That the Board of Water Commissioners shall accept and execute the easement grant on behalf of the City; and further

Provided, That upon satisfactory completion of the water main and lateral sewer construction it shall be City property and become part of the City system; and further

Provided, That satisfactory arrangements have been made with the Ameritech Company, Detroit Edison, the Detroit Water and Sewerage Department and all other involved city departments and privately owned utility companies (if necessary); and further

Resolved, City Council is requested to declared the city's 'intent' to accept the deed and new public alley outlet, being describe as follows:

Land in the City of Detroit, County of Wayne, State of Michigan; in the block bounded by Michigan Avenue, 120 feet wide, Kulick Avenue, 50 feet wide, Bushey Avenue, 50 feet wide, and Greusel Avenue, 60 feet wide; described as follows: the south 20 feet of lot 115 in the Greusel's Sub'n of Lots A, B and 16 of Brush's Sub'n of part of P.C. 260", Detroit, Wayne Co. Michigan as recorded in Liber 19 Page 7, Plats, Wayne County Records;

Provided, The petitioner ("Sterling Rose Properties, L.L.C., 6020 West Maple Road, Suite 503, West Bloomfield, MI. 48322, et. al.") builds the new public alley at no expense to the City of Detroit. The alley shall be built by private contract within property to be owned or controlled by the petitioner under City Engineering Division — DPW inspection and permits. When the alley is completed to city specifications, the petitioner shall deed the property to the city; and further

Provided, That the Detroit City Council approves the request to declare the city's 'intent' to accept the executable warranty

deed and alley for public purposes; and further

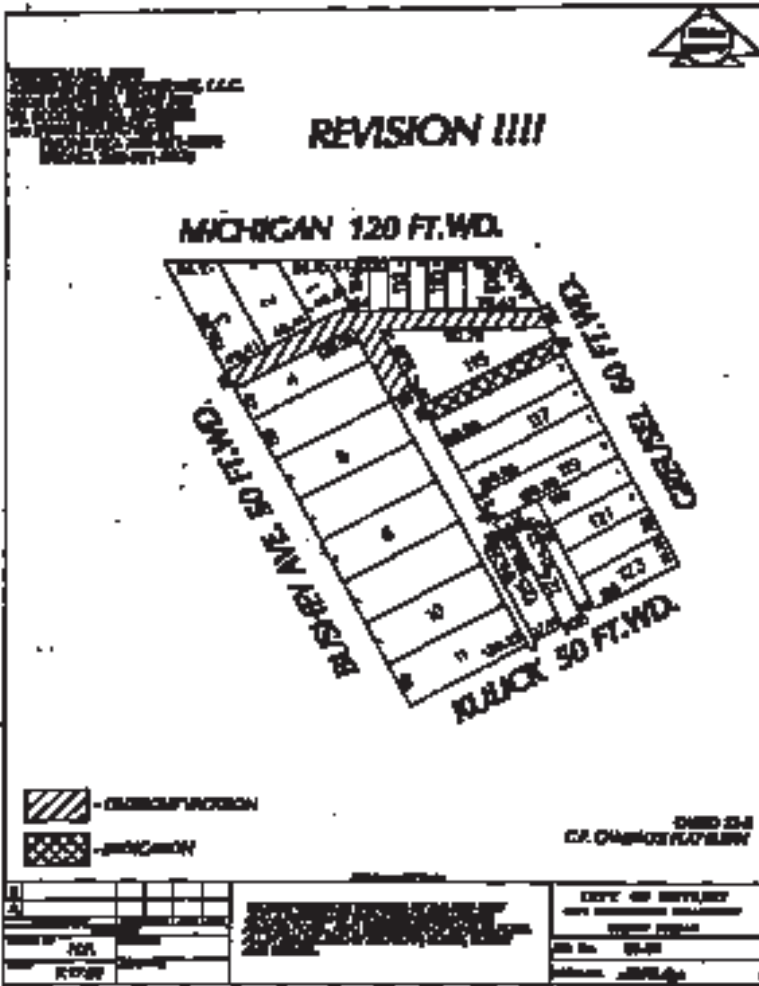
Provided, Said property complies with the requirements of Detroit codes and ordinances, also know as the 'Environmental Review Guidelines' and provided the Law Department concludes that the grantor possess the appropriate rights, title, and interest in properties to convey said land to the city for alley purposes, and further

Provided, The dedication of the 20 feet wide strip of land between Michigan Avenue and Kulick Avenue must be completed before closing the alleys to avoid the creation of a dead-end alley, 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 Finance Director is hereby authorized to issue a quit-claim deed to transfer the following vacated public rights-of-way for the fair market value and/or other valuable consideration:

Land in the City of Detroit, County of Wayne, State of Michigan; in the block bounded by Michigan Avenue, 120 feet wide, Kulick Avenue, 50 feet wide, Bushey Avenue, 50 feet wide, and Greusel Avenue, 60 feet wide: all that part of lots 1, 2, 3, and 4 described as follows: Commencing at the southeast corner of lot 1 of C.F. Campau's plat of a central portion of P.C. 171 confirmed to Joseph Livernois Jr., according to plat recorded in Liber 1 of plats on Page 208, Wayne County Records thence northerly along the easterly line of lot 1, 2 3 feet to a point, the southwest corner of lot 114, Greusel's subdivision of lots A, B, and 16 of Brush's subdivision of part of P.C. 260; thence west parallel with Michigan Avenue and along the south line, extended, of said lot 114 to a point, the intersection of said line with a line distant 10 feet northerly at right angles from the south line of lot 1 above mentioned; thence westerly on a line 10 feet northerly and parallel to the southerly line of said lots 1, 2, and 3 to a point; thence easterly on a line 10 feet distant southerly from and parallel to a said south line of lots 1, 2 and 3, 138.23 feet to a point in the west line of the public alley in rear of said lot 4; thence northerly along said westerly line of public alley 10 feet to a point in the southerly line of said lot 1; thence easterly along the southerly line of said lot 1, 10 feet to the place of beginning (said part of lots having been deeded to the City Detroit for alley purposes on August 31, 1915);



Adopted as follows:

Yeas — Council Members Cleveland, K. Cockrel, Jr., S. Cockrel, Everett, Hood, Mahaffey, Scott, Tinsley-Talabi, and President Hill — 9.

Nays — None.

**Department of Public Works
City Engineering Division**

October 15, 2001

Honorable City Council:

Re: Petition No. 3954 — Ali Nassar, et. al., requesting conversion of alley to easement in the area of Chalmers, Mack, and Marlborough.

Petition No. 3954 of "Ali Nassar, et. al.", request conversion of alley in the area of Lozier Avenue, 50 feet wide, Mack Avenue, 120 feet wide, Chalmers, Avenue, 60 feet wide, and Marlborough Avenue, 60 feet wide, into a private easement for utilities.

The request was approved by the Solid Waste Division — DPW, and the Traffic Engineering Division — DPW. The petition was referred to the City Engineering Division — DPW for an investigation (utility review) and report. This is our report.

If the petitioner at any time plans to discontinue use of the pave alley entrance (into Chalmers Avenue), the petitioner shall pay all incidental removal cost.

All other city departments and private utility companies have reported no objection to the conversion of rights-of-way into a private easement for public utilities. Provisions protecting utility installations are part of this resolution.

Respectfully submitted,
SUNDAY JAIYESIMI
City Engineer

City Engineering Division — DPW