

Planning & Development Department

May 3, 2002

Honorable City Council:

Re: Correction of Land Contract Cancellation (E) Meyers, between Orangelawn & Elmira a/k/a 9960 Meyers.

On May 28, 1986, J.C.C., Page 1986, your Honorable Body authorized the sale of property, located at 9960 Meyers to Isaac Dansby III. Also, on April 15, 2002 cancellation of the sale was approved in the Detroit Legal News on Page 8.

In error, the amount of the outstanding balance was stated incorrectly.

Your Honorable Body is requested to amend the authority to rescind the sale of property to Isaac Dansby III, to show the correct amount of \$32,201.80 and the resolution to be stated correctly.

Respectfully submitted,

HENRY B. HAGOOD

Director of Development Activities

By Council Member Collins:

Resolved, That in conjunction with the foregoing communication, the authority to sell property described on the tax rolls as:

Lot 1357, B. E. Taylor's Southlawn Subd'n No. 3 of the W 1/2 of the NE 1/4 of Sec. 32, T. 1 S., R. 11 E., Greenfield Twp., Wayne County, Mi. Rec'd L. 34, P. 27 Plats, W.C.R.

Submitted by Isaac Dansby III, is hereby rescinded and that the Planning & Development Department is authorized to declare the land contract payments of \$1,800.00 to be forfeited.

Resolved, That the Finance Director is hereby authorized to cancel the outstanding balance on the land contract for the property of \$32,201.80.

Adopted as follows:

Yeas — Council Members Bates, S. Cockrel, Collins, Everett, McPhail, Scott, Tinsley-Talabi, and President Pro Tem K. Cockrel, Jr., — 8.

Nays — None.

Planning & Development Department

April 17, 2002

Honorable City Council:

Re: Assignment of Property — (W) Warren Between Parkdale Tr. and Campbell a/k/a 5733 W. Warren.

The City of Detroit acquired as a tax reverted parcel from the State of Michigan, Lot 3 exc. N. 17 ft., Block 8, located on the west side of Indiana between Parkdale Tr. and Campbell.

The property in question is a one-story commercial building located in an area zoned B-4.

We received an Offer to Purchase from Jerome John Calvin, in the amount of \$4,000.00 on a Land Contract basis. On September 27, 1989, J.C.C. Pages 2279-2280, your Honorable Body authorized the sale. Mr. Calvin has since deeded the

property to Pjeter Berisha. Mr. Berisha wishes to purchase the property.

We therefore, request that your Honorable Body accept this assignment of property to the assignee Mr. Pjeter Berisha.

Respectfully submitted,

HENRY B. HAGOOD

Director of Development Activities

By Council Member Collins:

Resolved, That in conjunction with the foregoing communication, the authority to sell property described on the tax rolls as:

Lot 3 except N. 17 ft., plat of Robert M.Grindley's Sub. of part of Private Claim 260 lying South of centre of Holden Blvd., Springwells Twp., Wayne County, Mi. Rec'd L. 15, P. 32 Plats, W.C.R.

to Pjeter Berisha is hereby accepted, and be it further

Resolved, That this assignment be considered confirmed when approved by the Corporation Counsel as to form.

Resolved, That upon payment of the Land Contract in full the Planning and Development Department's Director of Development Activities be authorized to issue a deed to reflect new ownership.

Adopted as follows:

Yeas — Council Members Bates, S. Cockrel, Collins, Everett, McPhail, Scott, Tinsley-Talabi, and President Pro Tem K. Cockrel, Jr. — 8.

Nays — None.

Department of Public Works

City Engineering Division

May 2, 2002

Honorable City Council:

Re: Petition No. 3809 — Saad Kamil, et. al., requesting conversion of alley to easement in the area of John R. Street and East Seven Mile.

Petition No. 3809 of "Saad Kamil, et. al.", requesting the conversion of the East-West public alley (variable width), (a portion was deeded to the City of Detroit on June 29, 1937) in the block bounded by John R. Street, 66 feet wide, Coventry Avenue, 75 feet wide, Emery Avenue, 50 feet wide, and East Seven Mile Road, 66 feet wide into a private easement for utilities.

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

If the petitioner at any time plans to discontinue use of the paved alley entrance (into John R. Street), the petitioner shall pay all incidental removal cost.

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

I am recommending adoption of the attached resolution.

Respectfully submitted,
SUNDAY JAIYESIMI
City Engineer

City Engineering Division — DPW
By Council Member Bates:

Resolved, All that part of the East-West public alley, varied in width, lying Northerly of and abutting the North line of lots 41 through 32, both inclusive, also lying Southerly of and abutting the South line of lot 42, a portion was deeded to City of Detroit on June 29, 1937 J.C.C. Page 1479, all in the "Lindale Gardens Subdivision" of W. 1/2 of S.W. 1/4 of Section 1T.1S., R.11E., Greenfield Twp. Wayne County, Michigan as recorded in Liber 33 Page 87 Plats, Wayne County Records;

Be and the same is hereby vacated as a public alley and is hereby converted into a private easement for public utilities 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 task, 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, retaining or partition walls, shall be built or placed upon said easement, nor change of surface grade made, without prior approval of the City Engineering Division — DPW,

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,

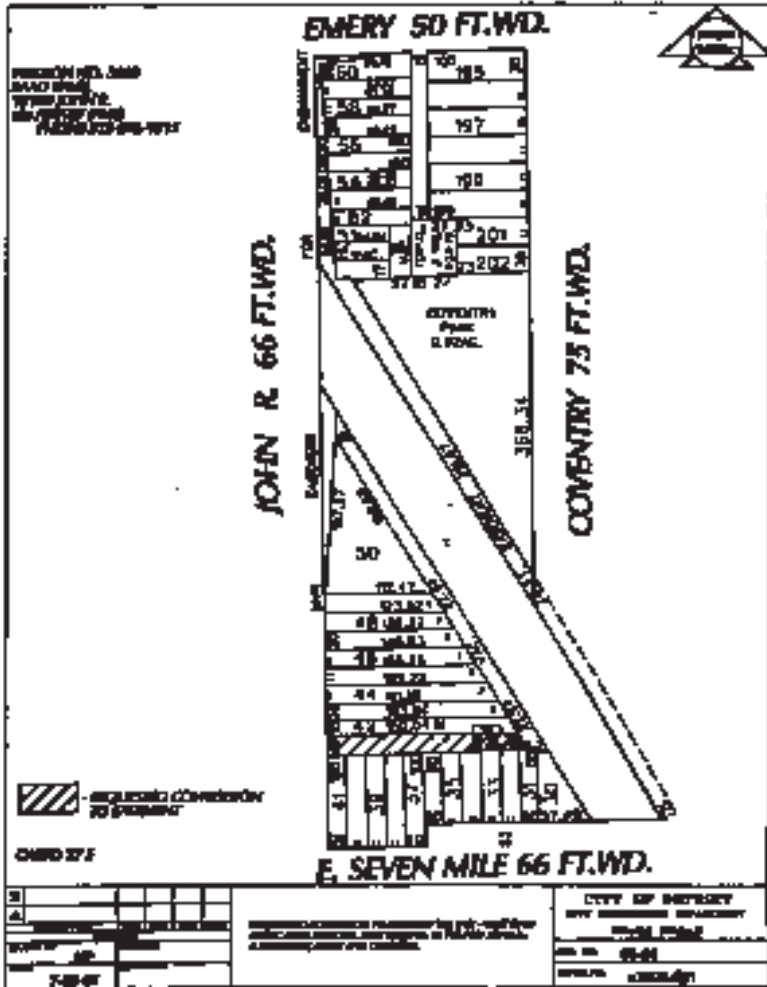
Fifth, That if any utility located in said property shall break or be damaged as a result of any action on the part of said owners or assigns (by way of illustration but not limitation) such as storage of excessive weights of materials or construction not in accordance with Section 3, mentioned above, 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 return at the entrance (into John R. Street), such removal and construction of new curb and sidewalk shall be done under city permit and inspection according to City Engineering Division — DPW specifications with all costs borne by the abutting owner(s), their heir or assigns; and be it 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 Planning and Development Department Director is hereby authorized to issue a quit-claim deed to transfer the following vacated public right-of-ways for the fair market value and/or other valuable consideration:

Land in the City of Detroit, Wayne County, Michigan: That part of lot 42 of said Lindale Gardens Sub'n described as follows: Beginning at the Southwesterly corner of said lot 42; thence along the Westerly line of said lot, said line also being the Easterly line of John R. Street, 66 feet wide as now established, North 01 Degrees 07 Minutes west 4.00 feet to a point; thence along a line North 88 Degrees 27 Minutes East 150.04 feet to a point; thence along a line North 01 Degrees 07 Minutes West 10.00 feet to a point; thence along a line North 88 Degrees 27 Minutes East 30 feet to a point; thence along a line South 31 Degrees 01 Minutes East 16.08 feet to a point on the Southerly line of said lot 42, said point being 16.09 feet Westerly from the Southeasterly corner of said lot 42; thence along the southerly line of lot 42 South 88 Degrees 27 Minutes West 188.06 feet to the place of beginning, City of Detroit, Wayne County Michigan as recorded in Liber 33, Page 87 Plats, Wayne County Records.



Adopted as follows:

Yeas — Council Members Bates, S. Cockrel, Collins, Everett, McPhail, Scott, Tinsley-Talabi, and President Pro Tem K. Cockrel, Jr. — 8.

Nays — None.

**Department of Public Works
City Engineering Division**

May 7, 2002

Honorable City Council:

Re: Petition No. 4092 — Wyoming Avenue Church of Christ/Harold Fisher & Associates, Inc., for vacation, easement and relocation of sewer in the area of Wyoming, Washburn, Chippewa and Norfolk.

Petition No. 4092 of "Wyoming Avenue Church of Christ/Harold Fisher & Associates, Inc.", at 20131 Wyoming Avenue, Detroit, Michigan, requests the conversion of a portion of the North-South pub-

lic alley, 18 feet wide, in the block bounded by Wyoming Avenue, 66 feet wide, Washburn Avenue, 50 feet wide, Chippewa Avenue, 50 feet wide and Norfolk Avenue, 50 feet wide, into an easement for public utilities; also the outright vacation of the remaining portion of said public alley. In addition to the requested changes in public rights-of-way, the petitioner also request that an easement be reserved on private property for the use of public and private utilities, if necessary.

The petition was referred to the City Engineering Division — DPW for investigation (utility review) and report. This is our report.

The requested public alley vacation, easement and relocation of sewer were approved by the Solid Waste Division — DPW, the Traffic Engineering Division —