

to record a certified copy of this resolution with the Wayne County Register of Deeds within 30 days after the effective date of this resolution; And Be It Further

Resolved, That upon the receipt of a copy of the resolution, the City Engineer shall correct the Official City Maps and Records;

A waiver of reconsideration is requested.

Adopted as follows:

Yeas — Council Members Bates, K. Cockrel, Jr., S. Cockrel, Collins, Everett, McPhail, Tinsley-Talabi, Watson, and President Mahaffey — 9.

Nays — None.

**Department of Public Works  
City Engineering Division**

March 22, 2004

Honorable City Council:

Re: Petition No. 1846 — McCatty Incorporated, requesting to vacate the alley in the area of Military, Hammond, Ranspach and Federal.

Petition No. 1846 of "McCatty Incorporated", at 2355 Grayson Road, Ferndale, Michigan 48220, request for the outright vacation and conversion to easement the North — South open public alley, 20 feet wide, in the block bounded by Military Avenue, 66 feet wide, Hammond Avenue, 66 feet wide, Federal Avenue, 66 feet wide, and Ranspach Avenue, 50 feet wide, for the expansion of the existing Magni Industrial Building.

The request was approved by the Planning and Development Department, the Solid Waste Division — DPW, and the Traffic Engineering Division — DPW. The petition was referred to the City Engineering Division — DPW for investigation and report. This is our report:

The Public Lighting Department (PLD) reports there is one Over Head lighting circuit in that portion of the alley requested to be outright vacated. PLD will remove the Over Head lighting circuit at no cost to the petitioner.

The Detroit Water and Sewerage Department (DWSD) reports there are existing water service and sewer main in the alley requested for outright vacation that must remain in service. DWSD has no objection to the outright vacation provided that the water service and sewer main are relocated to a suitable easement to DWSD. Also, the petitioner must comply with the provisions and requirements of the attached resolution.

The petitioner (McCatty Incorporated at 2355 Grayson Road, Ferndale, Michigan 48220) has made arrangements with Comcast Cablevision, DTE Energy — Detroit Edison and SBC Telecommunication for any costs for the removal, rerouting or relocation of their facilities within the project area.

If the petitioner at any time plans to dis-

continue use of the paved alley entrance (into Ranspach and Federal Avenue(s)), the petitioner shall pay all incidental removal cost.

All other city departments and privately owned utility companies have reported no objections to the changes in the public rights-of-way or that satisfactory arrangements have been made. Provisions protecting utility installations (if necessary) are part of this resolution.

An appropriate resolution containing the necessary conditions is attached for consideration by your Honorable Body.

Respectfully submitted,  
SUNDAY JAIYESIMI

City Engineer

City Engineering Division — DPW

By Council Member Bates:

Resolved, All that part of the North — South public alley, 20 feet wide, lying Easterly of and abutting the East line of Lots 67 through 70, both inclusive, and the North 22.80 feet of Lot 71, and lying Westerly of and abutting the West line of Lots 73 through 77, both inclusive, all in the "Ranspach's Subdivision of a part of P.C. 574" as recorded in Liber 4 Page 44, Plats, Wayne County Records; Also lying Easterly of and abutting the East line of Lots 83, 84 and the South 7.20 feet of Lot 82, and lying Westerly of and abutting the West line of Lots 123 and 124 all in the "Leavitt's Subdivision of part of P.C.'s 574 and 171, Springwells (Now Detroit), Wayne County, Michigan as recorded in Liber 2 Page 29, Plats, Wayne County Records;

Be and the same is hereby vacated as public alley to become part and parcel of the abutting property; subject to the following provisions:

Provided, That the Detroit Water and Sewerage Department (DWSD) be and is hereby authorized to review the drawings for the lateral sewers and water mains, and to issue a permit to the petitioner (Petition No. 1846) for the construction of any lateral sewers and water mains proposed; and be it further

Provided, That the plans for the lateral sewers and water mains shall be prepared by a register engineer; and be it further

Provided, That the entire work is to be performed in accordance with plans and specifications approved by the DWSD and constructed subject to the inspection and approval of DWSD; and further

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

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

and further

Provided, That the petitioner shall grant to the City a satisfactory easement for the lateral sewers and water mains before the start of construction; and be it further

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

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

Provided, That upon completion of the sewer and water main construction the petitioner shall provided DWSD with "As-Built" drawings for the water main and sewers; and be it further

Provided, That the petitioner shall provided a warranty of one year to DWSD for the water main and or sewer construction; and further

Provided, The petitioner (McCatty Incorporated at 2355 Grayson Road, Ferndale, Michigan 48220) has made arrangements with Comcast Cablevision, DTE Energy — Detroit Edison and SBC Telecommunication for any costs for the removal, rerouting or relocation of their facilities within the project area; and further

Resolved, All that part of the North — South public alley, 20 feet wide, lying Easterly of and abutting the East line of Lots 54 through 66, both inclusive, and lying Westerly of and abutting the West line of Lots 78 through 90, both inclusive, all in the "Ranspach's Subdivision of a part of P.C. 574" as recorded in Liber 4 Page 44, 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,

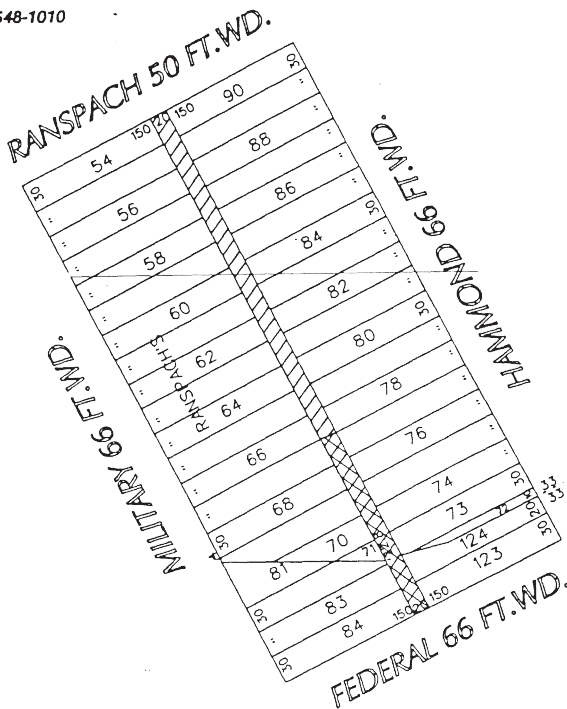
Third, Said owners for their heirs and assigns further agree that no buildings or structures of any nature whatsoever including, but not limited to, retaining or partition walls, shall be built or placed upon said easement, nor change of surface grade made, without prior approval of the City Engineering 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 Ranspach and Federal Avenue(s)), 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

PETITION NO. 1846  
 McCATTY INC.  
 2355 GRAYSON RD.  
 FERNDALE, MI 48220  
 c/o DAVID J. McCATTY  
 PHONE NO. 248-548-1010



- REQUESTED CONVERSION TO EASEMENT
- OUTRIGHT VACATION

(FOR OFFICE USE ONLY)

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A				
DESCRIPTION		DEVN	CHKD	APPD
REVISIONS				
DATE	BY	CHKCD		
12-2-03	NP			
APPROVED				

REQUESTED CONVERSION TO EASEMENT AND  
 OUTRIGHT VACATION OF THE NORTH/SOUTH  
 OPEN PUBLIC ALLEY, 20 FT. WD., IN THE AREA  
 OF RANSPACH, FEDERAL, MILITARY AND  
 HAMMOND.

CITY OF DETROIT	
CITY ENGINEERING DEPARTMENT	
SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	x1846.dgn

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 Bates, K. Cockrel, Jr., S. Cockrel, Collins, Everett, McPhail, Tinsley-Talabi, Watson, and President Mahaffey — 9.  
 Nays — None.

**Department of Public Works  
 City Engineering Division**

February 27, 2004

Honorable City Council:

Re: Petition No. 3134 (Addendum) —  
 Detroit Housing Commission,  
 Jeffries Housing Development  
 Phase II (Woodbridge Estates).

Correction of resolution to dedicate and name new streets within the Woodbridge Estates Development.

Petition No. 3134 (Addendum) of the Detroit Housing Commission, (requesting the dedication and naming new streets within the area bounded by Gibson, the John C. Lodge Service Drive, Selden and W. Canfield), was granted by your Honorable Body on March 28, 2002 (J.C.C. Pgs. 891-905).

However, of the seven (7) new street names, changes or corrections are requested for five (5) of the new names.

An appropriate resolution, changing and/or correcting the street names, is attached for consideration by your Honorable Body.