

authorized to issue a quit claim deed for the following described property to Ronald Williams, for the amount of \$250, with the deed to contain an attachment clause.

Land in the City of Detroit, County of Wayne and State of Michigan being the North 21 feet of Lot 155; "Subdivision of part of the Godfrey Farm", P. C. 725, lying between Michigan Ave. and Grand River Ave. Rec'd L. 1, P. 293 Plats, W.C.R.

Adopted as follows:

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

Nays — None.

**Department of Public Works
City Engineering Division**

June 2, 2004

Honorable City Council:

Re: Petition No. 1905 — Phoenix Communities Inc., requesting to convert to easement a portion of a alley and National Street in the area of W. Grand River, Harrison, Magnolia and Hazel.

Petition No. 1905 of "Phoenix Communities Inc.", request conversion to easement the remaining portions of the North-South public alley, 18.84 feet wide, and National Avenue, 65 feet wide, all in the area of West Grand River, 100 feet wide, Harrison Avenue, 65 feet wide, Magnolia Street, 50 feet wide, and Hazel Avenue, 50 feet wide into private easements 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 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 Magnolia Street), the petitioner shall pay all incidental removal cost.

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

I am recommending adoption of the attached resolution.

Respectfully submitted,
WILLIAM TALLEY
Head Engineer

City Engineering Division — DPW
By Council Member McPhail:

Resolved, All that part of National Street, 65 feet wide, between West Grand River Avenue, 100 feet wide, and Magnolia Avenue, 50 feet wide, lying Easterly of and abutting the East line of Lot 45 in the "Dickersons' Subdivision of that part of Outlot 10 lying North of Magnolia Street and West of National

Avenue of the Subdivision of P.C. 27 being rear concession to Logan Farm" as recorded in Liber 11 Page 99, Plats, Wayne County Records, and lying Westerly of and abutting the West line of Lots 9 and 10 in the "McGraws' Subdivision of part of the Lognon Farm" as recorded in Liber 2 Page 33, Plats, Wayne County Records;

Also, all that part of the North-South public alley, 18.84 feet wide, lying Easterly of and abutting the East line of Lots 21 through 23, both inclusive, and lying Westerly of and abutting the West line of Lots 45 and 46, all in the "Dickersons' Subdivision of that part of Outlot 10 lying North of Magnolia Street and West of National Avenue of the Subdivision of P.C. 27 being rear concession to Logan Farm" as recorded in Liber 11 Page 99, Plats, Wayne County Records;

Be and the same is hereby vacated as a public alley and street and is hereby converted into private easements for public utilities of the full width of the alley and street, which easements 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 street and by their heirs, executors, administrators and assigns, forever to wit:

First, Said owners hereby grant to and for the use of the public easements or rights-of-way over said vacated public alley and street 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 or street 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 rights-of-way in and over said vacated alley and street 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 easements or rights-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 easements 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 prohibit-

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.

Adopted as follows:

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

Nays — None.

**City Council
Historic Designation Advisory Board
June 16, 2004**

Honorable City Council:

Re: Proposed Vernor-Springwells Historic District.

In accordance with your Honorable Body's direction from the table this morning, I am submitting herewith for your consideration a draft resolution directing the Historic Designation Advisory Board to conduct an official study of the proposed Vernor-Springwells Historic District, to include both sides of Vernor Avenue from Beard to Woodmere.

Your Honorable Body has indicated a desire to consider Interim Designation, as the petitioner has expressed concern that there might be demolition in the area in the near future. Therefore, I am also submitting a draft resolution of interim designation for your consideration.

Given the concerns expressed by the petitioner, if City Council adopts these resolutions a waiver of reconsideration might be appropriate.

Both the "reasonable grounds" required for the Council to direct a study and the "substantial evidence demonstrating ...significance" required for interim designation are satisfied by the fact that a substantial portion of the proposed local historic district is listed as an historic district in the National Register of Historic Places.

We will provide suggested names for appointment as *ad hoc* members of the Historic Designation Advisory Board within the next fourteen days.

Respectfully submitted,
WILLIAM M. WORDEN
Director

By Council Member Tinsley-Talabi:

Whereas, The City Council has received a request to designate the proposed West Vernor-Springwells area as an historic district, and

Whereas, The area to be studied is the proposed Vernor-Springwells Historic District, to include both sides of Vernor Avenue from Beard Street to Woodmere Avenue.

Whereas, The City Council finds that there are reasonable grounds for such a

request,

Now, Therefore, Be It Resolved, That the City Council hereby direct the Historic Designation Advisory Board to conduct studies to determine whether the proposed West Vernor-Springwells Historic District meets the criteria for historic designation and to issue appropriate reports.

Adopted as follows:

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

Nays — None.

*WAIVER OF RECONSIDERATION (No. 1) per motions before adjournment.

By Council Member Tinsley-Talabi:

Whereas, The City Council is in receipt of evidence demonstrating definite historic value in the proposed West Vernor-Springwells Historic District.

Whereas, The City Council has directed the Historic Designation Advisory Board to conduct studies to determine whether the West Vernor-Springwells Historic District meets the criteria for historic designation, and

Whereas, The City Council desires the Historic District Commission to review applications for building and demolition permits with the proposed West Vernor-Springwells Historic District, as provided in Section 25-2-4(c) of the 1984 Detroit City Code.

Now, Therefore, Be It Resolved, That the proposed West Vernor-Springwells Historic District is hereby designated as an Interim Historic District.

Adopted as follows:

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

Nays — None.

*WAIVER OF RECONSIDERATION (No. 2) per motions before adjournment.

From The Clerk

June 16, 2004

This is to report for the record that, in accordance with the City Charter, the portion of the proceedings of _____, on which reconsideration was waived, was presented to His Honor, the Mayor, for approval on _____, and same was approved on _____.

Also, That the balance of the proceedings of _____, was presented to His Honor, the Mayor, on _____ and same was approved on _____.

Also, my office was served with the following papers issued out of State of Michigan Department of Labor and Economic Growth Michigan Tax Tribunal which were forwarded to the Finance Assessment Division:

Detroit Thermal, LLC, Petitioner(s) v City of Detroit, Wayne County Respon-