

Development: 15235-59 Plymouth.
On May 22, 2000, (Detroit Legal News, June 4, 2002, Pg. 17), your Honorable Body authorized the sale of the above-captioned property to New Genesis Missionary Baptist Church, a Michigan Ecclesiastical Corporation, for the purpose of constructing a paved surface parking lot.

It has come to our attention that the Developer is not prepared to proceed with the development at this time.

We, therefore, request that your Honorable Body rescind the sale to New Genesis Missionary Baptist Church, a Michigan Ecclesiastical Corporation, making it available to other interested parties.

Respectfully submitted,
HENRY B. HAGOOD

Director of Development Activities
By Council Member Everett:

Resolved, That in accordance the foregoing communication, the authority to purchase and develop the property more particularly described in the attached Exhibit A, with New Genesis Missionary Baptist Church, a Michigan Ecclesiastical Corporation, be rescinded.

Exhibit A

Land in the City of Detroit, County of Wayne and State of Michigan being all of Lots 24, 25, 26 and 27; "Division and New Plymouth Ave. Sub'n." of part of the North 1/2 of the NW 1/4 of the NW 1/4 of Sec. 31, T. 1 S., R. 11 E., Greenfield Twp., Wayne Co., Michigan. Rec'd L. 51, P. 36 Plats, W.C.R.

Description Correct
Engineer of Surveys

By: RICHARD W. ELLENA

A/K/A 15235, 15243, 15251 & 15259 Plymouth

Ward 22 Items 5050, 5051, 5052 & 5053

Adopted as follows:

Yeas — Council Members K. Cockrel, Jr., S. Cockrel, Collins, Everett, Tinsley-Talabi, Watson, and President Mahaffey — 7.

Nays — None.

Planning & Development Department

September 1, 2004

Honorable City Council:

The Planning and Development Department recommends acceptance of an offer to purchase City-owned property in accordance with the following resolutions:

Respectfully submitted,
WALTER WATKINS

Chief Development Officer

By Council Member Watson:

Re: Sale of Property — vacant lots — (S) Gratiot, between Seymour and Troester.

The City of Detroit acquired as tax reverted parcels through City Foreclosure, Lots 405 and 406, located on the South

side of Gratiot, between Seymour and Troester, a/k/a 13600 Gratiot.

The subject properties in question are vacant lots measuring 48.28' x 100' and zoned B-4. The purchaser proposes to use the properties as a "Parking Lot". This use is permitted as a matter of right per Section 94.0170 of the official Zoning Ordinance 390-G, subject to compliance with all relevant codes and ordinances.

We request your Honorable Body's approval to accept the Offer to Purchase from Magee Realty Company, for the sales price of \$7,500.00 on a cash basis plus an \$18.00 deed recording fee.

Resolved, That the Planning and Development Department is hereby authorized to accept this Offer to Purchase for properties described on the tax roll as:

Lots 405 and 406; "Seymour & Troester's Montclair Heights Subdivision No. 1" of part of Section 12, T. 1 S., R. 12 E., Gratiot Township, Wayne County, Michigan. Rec'd L. 38, P. 12 Plats, W.C.R.

Resolved, That the Planning and Development Department Director or his authorized designee is hereby authorized to issue a Quit Claim Deed to the purchaser, Magee Realty Company, upon purchaser obtaining zoning approval for the proposed development and upon receipt of the sales price of \$7,500.00 and the deed recording fee and in accordance with the conditions set forth in the Offer to Purchase.

Adopted as follows:

Yeas — Council Members K. Cockrel, Jr., S. Cockrel, Collins, Everett, Tinsley-Talabi, Watson, and President Mahaffey — 7.

Nays — None.

**Department of Public Works
City Engineering Division**

September 24, 2004

Honorable City Council:

Re: Petition No. 2478 — Michigan/Livernois L.C.C., requesting for conversion of alley to easement in the area of Livernois and Michigan.

Petition No. 2478 of "Michigan/Livernois L.C.C.", requesting the conversion of a portion of the East-West public alley, 17.50 feet wide, (Dedicated to the City of Detroit on October 3, 1898 — J.C.C. Pg. 151) in the block bounded by Livernois Avenue, 120 feet wide, Military Avenue, 66 feet wide, Buchanan Avenue, 60 feet wide, and Michigan Avenue, 120 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 investigation (utility review) and report. This is our report.

October 6

3273

2004

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

All other city departments and private owned utility companies have reported no objections to the conversion of the 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,
WILLIAM TALLEY
Head Engineer

City Engineering Division — DPW
By Council Member Everett:

Resolved, All that part of Lots 82 and 83 of the "Plat of the Subdivision of the Estate of Stephen Livernois" being part of P.C. 574 recorded September 28, 1874 as recorded in Liber 180, Page 343, 344 and 345, Deeds, Wayne County Records, described as follows: commencing at the Southeast corner of Lot 1 in the "Plat of Stark's Subdivision" of Lots 56 and 86 of the Estate of Stephen Livernois on P.C. 574, Springwells (Now Detroit) Wayne County Michigan, T. 2. S. R. 11. E. as recorded in Liber 6 Page 57, Plats, Wayne County Records; thence S28°E, 74.38 feet to the point of beginning; thence S89°31'W, 96.97 feet; thence S28°E, 19.73 feet; thence N89°31'E, 96.97 feet; thence N28°W, 19.73 feet to the point of beginning, (being Dedicated to the City of Detroit on October 3, 1898 — J.C.C. Pg. 151);

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 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 easements, such owners shall pay all costs incidental to such removal and/or relocation, unless such charges are waived by the utility owners.

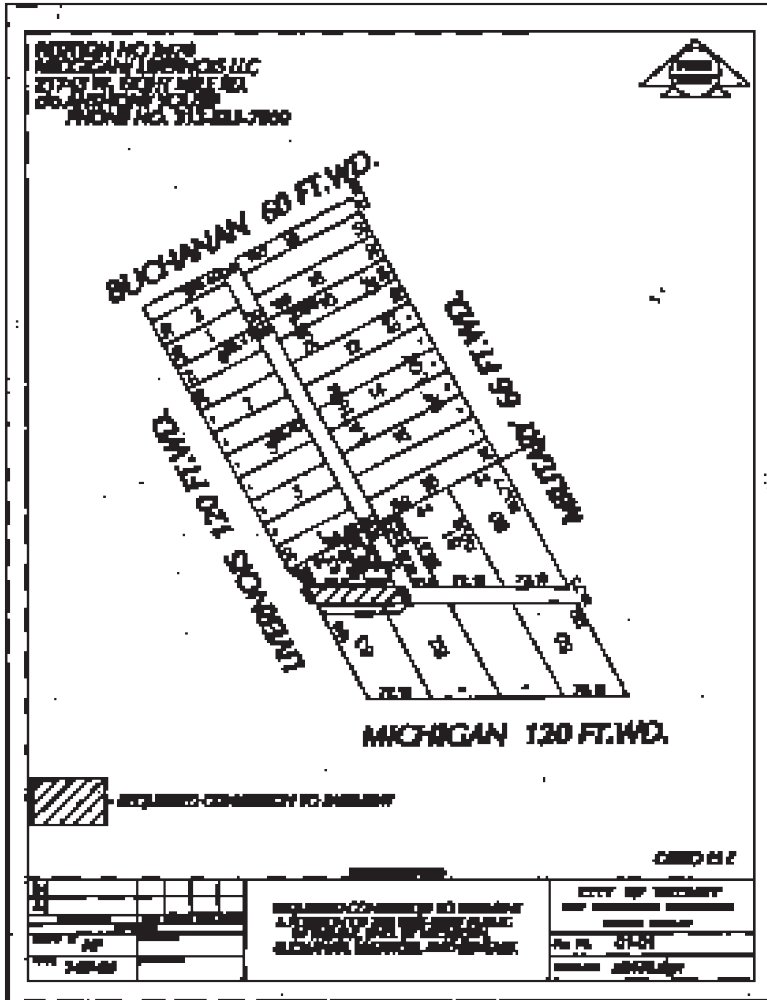
Fifth, That if any utility located in said property shall break or be damaged as a result of any action on the part of said owners or assigns (by way of illustration but not limitation) such as storage of excessive weights of materials or construction not in accordance with Section 3, mentioned above, 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 Livernois Avenue), 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.

Resolved, The Planning and Development Department Director is hereby authorized to issue a quit-claim deed to transfer the following vacated public right-of-way for the fair market value and/or other valuable consideration:

Land in the City of Detroit, County of Wayne, State of Michigan; All that part of Lots 82 and 83 in the "Plat of the



Subdivision of the Estate of Stephen Livernois" being part of P.C. 574 recorded September 28, 1874 as recorded in Liber 180, Page 343, 344 and 345, Deeds, Wayne County Records, described as follows: commencing at the Southeast corner of Lot 1 in the "Plat of Stark's Subdivision" of Lots 56 and 86 of the Estate of Stephen Livernois on P.C. 574, Springwells (Now Detroit) Wayne County Michigan, T. 2. S. R. 11. E. as recorded in Liber 6 Page 57, Plats, Wayne County Records; thence S28°E, 74.38 feet to the point of beginning; thence S89°31'W, 96.97 feet; thence S28°E, 19.73 feet; thence N89°31'E, 96.97 feet; thence N28°W, 19.73 feet to the point of beginning.

Adopted as follows:
Yeas — Council Members K. Cockrel, Jr., S. Cockrel, Collins, Everett, Tinsley-Talabi, Watson, and President Mahaffey

— 7.
Nays — None.

Department of Public Works

August 9, 2004

Honorable City Council:
Re: Traffic Control Devices Installed and Discontinued.

We are submitting a list of traffic control devices dated March/April, 2004, to your Honorable Body for approval.

The attached list shows traffic control devices installed, and those discontinued during the period of March 16, 2004-April 15, 2004.

Respectfully submitted,
JAMES A. JACKSON
Director

By Council Member Tinsley-Talabi:
Resolved, That the traffic regulations, as listed in Communications from the