

evant codes and ordinances.

We request your Honorable Body's approval to accept the Offer to Purchase from Elmhurst Home Inc., for the sales price of \$9,000.00 on a cash basis plus a \$18.00 deed recording fee.

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

Lots 115 thru 117; "Linwood Heights Subdivision" of part of 1/4 Sections 13 and 28, 10,000 Acre Tract, Greenfield Township, Wayne County, Michigan. Rec'd L. 35, P. 6 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, Elmhurst Home Inc., upon purchaser obtaining zoning approval for the proposed development and upon receipt of the sales price of \$9,000.00 and the deed recording fee and in accordance with the conditions set forth in the Offer to Purchase.

Adopted as follows:

Yeas — Council Members 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 24, 2004

Honorable City Council:

Re: Petition No. 1882 — Colasanti Corporation for encroachments at 672 Woodbridge.

Petition No. 1882 of the "Colasanti Corporation" 65 Cadillac Square, Ste. 2605, Detroit, Michigan 48226, Attention: Tina R. Dortch, Director of Urban Development, request to install and maintain encroachments within the south right-of-way line of Woodbridge Street, 50 feet wide, east of St. Antoine Street, 50 feet wide.

The Colasanti Corporation intends to renovate its property at 672 Woodbridge Street. Part of this renovation will require that portions of the new building facade encroach a minimum of 4 inches and a maximum of 8 inches within the public right-of-way.

The petition was referred to the City Engineering Division — DPW for investigation and report. This is our report:

Traffic Engineering Division — DPW reports no objections with the requested encroachments provided that a minimum of 10 feet clear margin is accommodated between the curb and the proposed encroachment, and provided that any alteration to sidewalk is constructed in accordance with City of Detroit standards and approved by the City Engineering

Division — DPW.

The Public Lighting Department requires a minimum horizontal clearance of 3-feet 6-inches and a vertical clearance of 1'-0" must be maintained from their facilities.

The Detroit Water and Sewerage Department (DWSD) has no objection to the proposed encroachment provided that the petitioner abides by all of the terms and conditions of the attached resolution.

All other involved City departments and privately owned utility companies reported no objections or that satisfactory arrangements have been made.

Respectfully submitted,

SUNDAY JAIYESIMI

City Engineer

City Engineering Division — DPW

By Council Member Bates:

Whereas, The City Engineering Division — DPW is hereby authorized and directed to issue permits to the "Colasanti Corporation" 65 Cadillac Square, Ste. 2605, Detroit, Michigan 48226, to install and maintain encroachments within the south right-of-way line of Woodbridge Street, 50 feet wide, east of St. Antoine Street, 50 feet wide. The Colasanti Corporation intends to renovate its property at 672 Woodbridge Street. Part of this renovation will require that portions of the new building facade encroach a minimum of 4 inches and a maximum of 8 inches within the public right-of-way, adjacent to the following described property:

Part of Lot 5, being the North 98.4 feet on the West line & being the North 101.7 feet on the East line as Platted in "Plat of the Subdivision of Charles Moran Farm" north of Forest Avenue and between Jefferson Avenue & Larned Street and Lots 1 & 2 between Woodbridge & Franklin Streets, City of Detroit, Wayne County, Michigan. T. 2S., R.12 E., as recorded in Liber 7, Page 78 Plats, Wayne County Records;

Provided, A minimum of 10 feet clear margin is accommodated between the curb and the proposed encroachment; and further

Provided, "Colasanti Corporation" or its assigns shall apply to the Buildings and Safety Engineering Department for a building permit prior to any construction. Also, if it becomes necessary to open cut public streets, bore, jack, occupy or barricade city rights-of-way for maintenance of encroachments such work shall be according to detailed permit application drawings submitted to the City Engineering Division — DPW prior to any public right-of-way construction; and further

Provided, That the necessary permits shall be obtained from the City Engineering Division — DPW and the Buildings and Safety Engineering Department. The encroachments shall be constructed and maintained under their

rules and regulations; also in accord with plans submitted to and approved by these departments; including the Public Lighting Department (if necessary), the Water and Sewerage Department (if necessary), and the Traffic Engineering Division — DPW (if necessary); and further

Provided, That all costs for the construction, maintenance, permits and use of the encroachments shall be borne by "Colasanti Corporation" or its assigns; and further

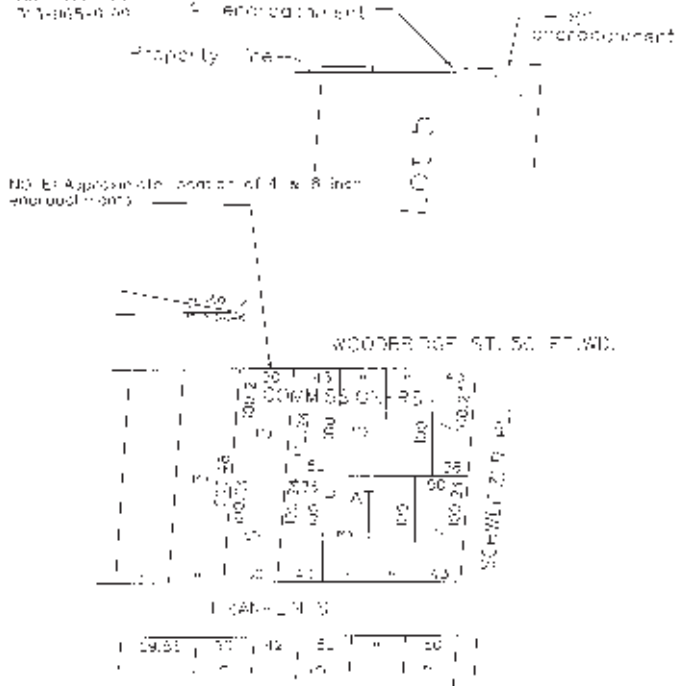
Provided, That all costs incurred by privately owned utility companies and/or city departments to alter, adjust, and/or relocate their existing utility facilities located in close proximity to the encroachments, shall be borne by "Colasanti Corporation" or its assigns. Should damages to utilities occur "Colasanti Corporation" or its assigns shall be liable for all incidental repair costs and waives all claims for damages to the encroaching installations;

and further

Provided, If it becomes necessary to repair or replace the utilities located or to be located within the public rights-of-way, by acceptance of this permission, "Colasanti Corporation" (owners) for themselves, or their assigns, (by acceptance of permits for construction near underground utility lines, conduits, or mains) waives all claims for damages to the encroaching installations and agree to pay all costs incurred in their removal (or alteration), if removal (or alteration) becomes necessary; and further

Provided, That "Colasanti Corporation" shall file with the Finance Department an indemnity agreement in form approved by the Law Department. The agreement shall save and protect the City of Detroit from any and all claims, damages or expenses that may arise by reason of the issuance of the permits and the faithful or unfaithful performance by "Colasanti

PERM. NO. 1232
 COLASANTI CORPORATION
 175 BSA GORTON
 313-465-0100



B
 A
 WORKSHEET NO. 100-100-100
 NAME OF
 DATE

PLANS OF ENCROACHMENT
 175 WOODBROOK STREET

CITY OF DETROIT
 CITY ENGINEERING DEPARTMENT
 SHEET NUMBER
 JOB NO. 11-1
 DATE 11-1-11

Corporation" of the terms thereof. Further, "Colasanti Corporation" shall agree to pay all claims, damages or expenses that may arise out of the maintenance of the proposed encroachments; and further

Provided, The property owned by "Colasanti Corporation" and the encroachment shall be subject to proper zoning or regulated use (Board of Zoning Appeals Grant); and further

Provided, That no other rights in the public streets, alleys or other public place shall be considered waived by this permission which is granted expressly on the condition that said encroachments shall be removed at any time when so directed by the City Council, and the public property affected shall be restored to a condition satisfactory to the City Engineering Division — DPW; and further

Provided, This resolution is revocable at the will, whim or caprice of the City Council, and "Colasanti Corporation" acquires no implied or other privileges hereunder not expressly stated herein; and further

Provided, That the encroachment permits shall not be assigned or transferred without the written approval of the City Council; 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.

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 29, 2004

Honorable City Council:

Re: Petition No. 1378 — Thamer Gasso et. al., for conversion of alley to easement in the area of 10020 and 10070 Gratiot Avenue.

Petition No. 1378 of "Thamer Gasso et. al", request conversion of a portion of the North-South public alley, 18 feet wide, in the block bounded by Gratiot Avenue, 124 feet wide, Burchill Court, 30 feet wide, and Hurlbut Avenue, 60 feet wide into a private easement for utilities for the construction of a new parking lot.

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 (utility review) and report. This is our report.

If the petitioner at any time plans to discontinue use of the paved alley entrance (into Hurlbut 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 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 Collins:

Resolved, All that part of the North-South public alley, 18 feet wide, lying Westerly of and abutting the West line of Lot 57 and lying Easterly of and abutting the East line of the North 18.57 of Lot 4, 5 through 9, both inclusive, the South 18.54 feet all in the "Cooper's Subdivision of Part of Fractional Sections 22 and 23 T.1 S.R.12E. Township of Gratiot and Hamtramck (Now Detroit) Wayne County, Michigan" as recorded in Liber 26 Page 42, Plats, Wayne County Records; Also lying Westerly of and abutting the West line of Lot 1 in the "Burchill's Subdivision of Part of Lots 11 to 18 and Lots 21 to 28 both inclusive of Christy's Subdivision of Part of P.C.'s 257, 337, and 725 and Part of Fractional Sections 22 and 23 T.1S.R.12E. Hamtramck Township (Now Detroit) Wayne County Michigan" as recorded in Liber 30 Page 35, Plats, Wayne County Records; Also lying Easterly of and abutting the East line of the North 67.00 feet of Lot 20 in the "Christy's Subdivision of part of Private Claims 257, 337, and 725 and part of fractional Sections 22 and 23 T1S.R.12E." as recorded in Liber 23 Page 47, Plats, Wayne County Records;

Be and the same is hereby vacated as 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