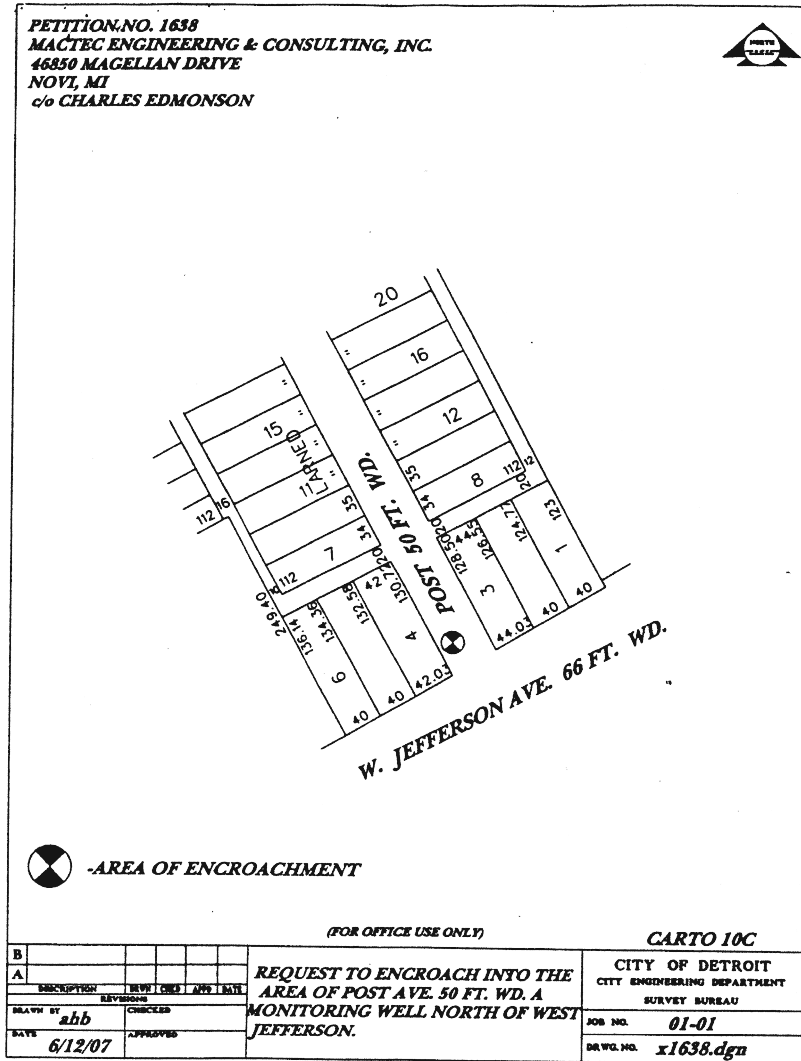


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Adopted as follows:  
 Yeas — Council Members S. Cockrel, Jones, Kenyatta, Reeves, Tinsley-Talabi, Conyers, and President K. Cockrel, Jr. — 7.  
 Nays — Council Member Watson — 1.

**Department of Public Works  
 City Engineering Division**

September 13, 2007

Honorable City Council:  
 Re: Petition No. 1122 — C&R Properties Unlimited LLC, request for vacation of the alley in the area of East Jefferson Avenue, Manistique Avenue, and Ashland Avenue.

Petition No. 1122 of "C&R Properties Unlimited LLC" whose address is 1557 Edgewood Avenue — Roslyn PA 19001 c/o Rosemary Buchanan, request for the conversion of the remaining portion of the East-West public alley, 18 feet wide, in the block bounded by East Jefferson Avenue,

120 feet wide, Manistique Avenue, 60 feet wide, and Ashland Avenue, 60 feet wide into a private easement for utilities.

C&R Properties Unlimited LLC — Rosemary Buchanan (the Petitioner) attempted to secure the signature from the abutting property owner at 938 Manistique Avenue for the closure of the East-West public alley in the area of East Jefferson Avenue, Manistique Avenue, and Ashland Avenue. The petitioner has on record with City Engineering Division — DPW a copy of the letter and certified mailing receipt sent to the abutting property for consent of East-West public alley. The petitioner allowed for a 30-day turn around for a response to the closure. The letter was not returned with or without consent to the petitioner request within the 30-day period.

The Supervisor of Maps and Records, for the City Engineering Division — DPW

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went on a site visit to investigate the conditions of the East-West public alley in the area of East Jefferson Avenue, Manistique Avenue, and Ashland Avenue on August 14, 2007 and found that the East-West public alley was overgrown with weeds, trees, and debris. The home that abuts the alley does not have a garage that needs access from the alley, and the property has been fenced off from the alley to prevent pedestrian from accessing Fox Creek from his and/or her property. From my observation the property owner at 938 Manistique in not utilizing the alley.

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.

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

This resolution is attached for your Honorable Body for consideration.

Respectfully submitted,

JESSY JACOB

Interim City Engineer

City Engineering Division — DPW

By Council Member Tinsley-Talabi:

Resolved, All that part of the East-West public alley, 18 feet wide, lying Northerly of and abutting the North line of the West 22.05 feet of Lot 574, the public alley 18 feet wide, vacated and converted into an easement on March 9, 1982 — J.C.C. pgs 454-62, and Lot 583 and abutting the Southerly line of Lots 578 through 582, both inclusive, all in the "Fox Creek Subdivision" part of P.C. 120, City of Detroit, Wayne County, Michigan as recorded in Liber 25 Page 73, Plats, Wayne County Records;

Be and the same is hereby vacated as public alleys 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 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 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, concrete slabs or driveways, retaining or partition walls, shall be built or placed upon said easements, 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 alleys 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 alley return at the entrances (into Manistique 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 further

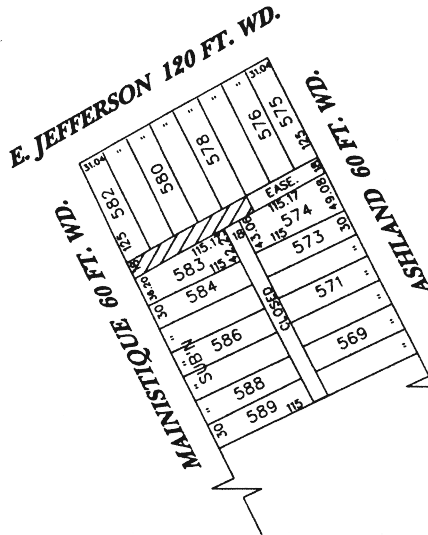
Provided, That the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

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**PETITION #1122**  
**C & R PROPERTIES UNLIMITED, LLC**  
**1557 EDGEWOOD AVENUE**  
**ROSLYN, PA 19001**  
**c/o ROSEMARY BUCHANAN**  
**CELL PHONE # 215-479-1209**



-REQUESTED CONVERSION TO EASEMENT

(FOR OFFICE USE ONLY)

CARTO 62A

<b>B</b>														
<b>A</b>														
DESCRIPTION		REVISED	AND	DATE	<b>REQUESTED CONVERSION TO EASEMENT</b> <b>THE REMAINING PORTION OF THE EAST</b> <b>WEST PUBLIC ALLEY 18 FT. WD. IN THE</b> <b>AREA OF MANISTIQUE, E. JEFFERSON, AND</b> <b>ASHLAND.</b>									
DRAWN BY		CHECKED								CITY OF DETROIT CITY ENGINEERING DEPARTMENT SURVEY BUREAU				
DATE		APPROVED								JOB NO. <b>01-01</b> DRWG. NO. <b>x1122.dgn</b>				

Adopted as follows:  
 Yeas — Council Members S. Cockrel, Jones, Kenyatta, Reeves, Tinsley-Talabi, Conyers, and President K. Cockrel, Jr. — 7.  
 Nays — Council Member Watson — 1.

**Department of Public Works**  
**City Engineering Division**

September 4, 2007

Honorable City Council:  
 Re: Petition No. 3589 — Model T Automotive Heritage Complex Inc. requesting to encroach with a State Historic Site marker at 411 Piquette Avenue between Beaubien and Brush.

Petition No. 3589 of "Model T Automotive Heritage Complex Inc." whose address is 140 Edison Avenue, Detroit, Michigan 48202 request to install and maintain the encroachment into the northerly side of Piquette Avenue, 80 feet wide, with a State Historic Site Marker

between Beaubien Avenue 60 feet wide, and Brush Street, 60 feet wide.

Model T Automotive Heritage Complex Inc intends to install a Six (6) feet height and 4 feet wide marker into Piquette Avenue. This marker will signify the historic importance of the building and adhere to the preservation standards established by the United States Secretary of Interior. The Ford Piquette Avenue Plant is one of the most important landmarks in the history of the automobile and the history of technology.

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

The Detroit Water and Sewerage Department reports no objection to the proposed encroachment provided that minimum clearances are maintained.

Public Lighting Department reports that no structure or barricades can be built over PLD installations or on existing utility