

Adopted as follows:
 Yeas — Council Members S. Cockrel, Collins, Jones, Kenyatta, Reeves, Tinsley-Talabi, Watson, Conyers, and President K. Cockrel, Jr. — 9.
 Nays — None.

Planning & Development Department
 April 10, 2007

Honorable City Council:
 Re: Departmental Recommendation on Residential Alley Vacation for Petitions Numbers: 742, 934, 1006 and 1017.

The above-referenced four (4) petitions were presented by the Planning and Development Department (P&DD) for consideration at a public hearing before your Honorable Body on April 9, 2007. Six (6) petitions were presented at this public hearing. Following public comments, two (2) petitions were put on hold, Petition No.

342 and Petition No. 872 respectively, and will be brought back to the City Council under a separate cover.

Attached herewith, is the resolution that will enable the City Council to take formal action causing the vacation of the above-referenced four petitions.

These petitions have been processed in compliance with the Detroit Code, Article VI, Section 50-6-1. Our investigation of each alley location discloses the following:

1. The public utilities located in the alley can be properly served if this alley is converted into an easement.
2. That the alley does not serve as the sole means of ingress/egress to abutting properties.
3. No objections to this alley vacation have been received from any impacted utility companies and city agencies.

Therefore, it is the recommendation of

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the Planning and Development Department that the attached Resolution be approved.

Respectfully submitted,
DOUGLASS J. DIGGS
Director

Planning & Development Department
By Council Member Jones:

Whereas, The following petitions have been filed with the Detroit City Council, as herein described pursuant to ordinance for the purpose of determining the advisability of this alley vacation; and

Whereas, A Public Hearing held by the City Council of Detroit, Michigan, in the Committee of the Whole Room, 13th Floor of the Coleman A. Young Municipal Center, THURSDAY, JULY 27, 2007 AT 10:00 A.M., in compliance to Section 50-6-4 of the Detroit City Code for each Residential Alley Conversion to Easement; and

Whereas, Views and public comments from concerned abutting property owners was heard and deliberated upon by the Honorable Body; NOW THEREFORE, BE IT

PETITION No. 742 (2006)
CONVERSION TO EASEMENT OF THE NORTH-SOUTH ALLEY, IN THE BLOCK BOUNDED BY OHIO, CHERRYLAWN, SANTA CLARA AND THATCHER;

RESOLVED, all that part of the North-South public alley, 18 feet wide, lying West of and abutting the West line of Lots 162 thru 169, both inclusive; also, lying East of and abutting the East line of Lots 200 thru 207, both inclusive, all in SEYMOUR & TROESTER'S LOYOLA PARK SUBDIVISION, being a part of the SW 1/4 of Section 9, T. 1 S., R. 11 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 45, Page 41 of Plats, Wayne County Records;

ALSO included, is that southerly portion of the same North-South public alley, lying West of and abutting the West line of Lots 245 thru 251, both inclusive, also lying East of and abutting the East line of Lots 207 thru 214, both inclusive, in SANTA MARIA PARK, a Subdivision of part of the SW 1/4 of Section 9, T. 1 S., R. 11 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 48, Page 10 of Plats, Wayne County Records.

Subject alley, shall be equally divided between abutting properties adjoining the alley and platted within the above mentioned Subdivisions.

PETITION No. 934 and 939 (2006)
CONVERSION TO EASEMENT OF THE EAST-WEST ALLEY, IN THE BLOCK BOUNDED BY GRIGGS, ILENE, CURTIS AVENUE AND PICKFORD;

RESOLVED, all that part of the East-West public alley, 18 feet wide, lying South of and abutting the South line of Lot 212 and Lot 218, both inclusive; also,

lying North of and abutting the North line of Lots 213 thru 217, both inclusive, all in SCHULTE'S ACADEMY MANOR SUB-DIVISION of the S 1/2 of S 1/2 of NE 1/4 of Section 8, T. 1 S., R. 11 E., City of Detroit and Greenfield Township, Wayne County, Michigan, as recorded in Liber 46, Page 94 of Plats, Wayne County Records;

Subject alley, shall be equally divided between the abutting properties adjoining the alley and platted within the above Schulte's Academy Manor Subdivision.

PETITION No. 1006 (2006)
CONVERSION TO EASEMENT OF THE NORTH-SOUTH ALLEY, IN THE BLOCK BOUNDED BY MONTE VISTA, PINEHURST, W. BUENA VISTA AND JEFFRIES FREEWAY;

RESOLVED, all that part of the North-South public alley, 16 feet wide, lying West of and abutting the West line of Lots 228 thru 239, both inclusive; also, lying East of and abutting the East line of Lots 290 thru 301, both inclusive; all in GLENDALE GARDEN SUBDIVISION of the West-half of the Northeast Quarter of Section 29, T. 1 S., R. 11 E., Greenfield Township, Wayne County, Michigan, as recorded in Liber 33, Page 24 of Plats, Wayne County Records;

Subject alley, shall be equally divided between abutting properties adjoining the alley and platted within the above-mentioned Subdivisions.

PETITION No. 1017 (2006)
CONVERSION TO EASEMENT OF THE EAST-WEST ALLEY, IN THE BLOCK BOUNDED BY HAYES AVENUE, BROCK, LIBERAL AND MANNING;

RESOLVED, all that part of the East-West public alley, 18 feet wide, lying North of and abutting the North line of Lots 155 thru 168, both inclusive; also, lying South of and abutting the South line of Lots 169 thru 182, both inclusive, all in EAST HAVEN SUBDIVISION of the West 40 acres of the SW 1/4 of Section 6, T. 1 S., R. 13 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 53, Page 5 of Plats, Wayne County Records;

Subject alley, shall be equally divided between the abutting properties adjoining the alley and platted within East Haven Subdivision.

RESOLVED, That the alleys or the portions thereof described above are vacated, subject to the following permanent conditions and shall be construed as a covenant running with the land and shall be binding upon the Grantee named herein and the successors and assigns thereof.

1. The City reserves an easement on the entire width of the vacated alley for purposes of inspecting, installing, maintaining, replacing or repairing public utilities in a public alley.

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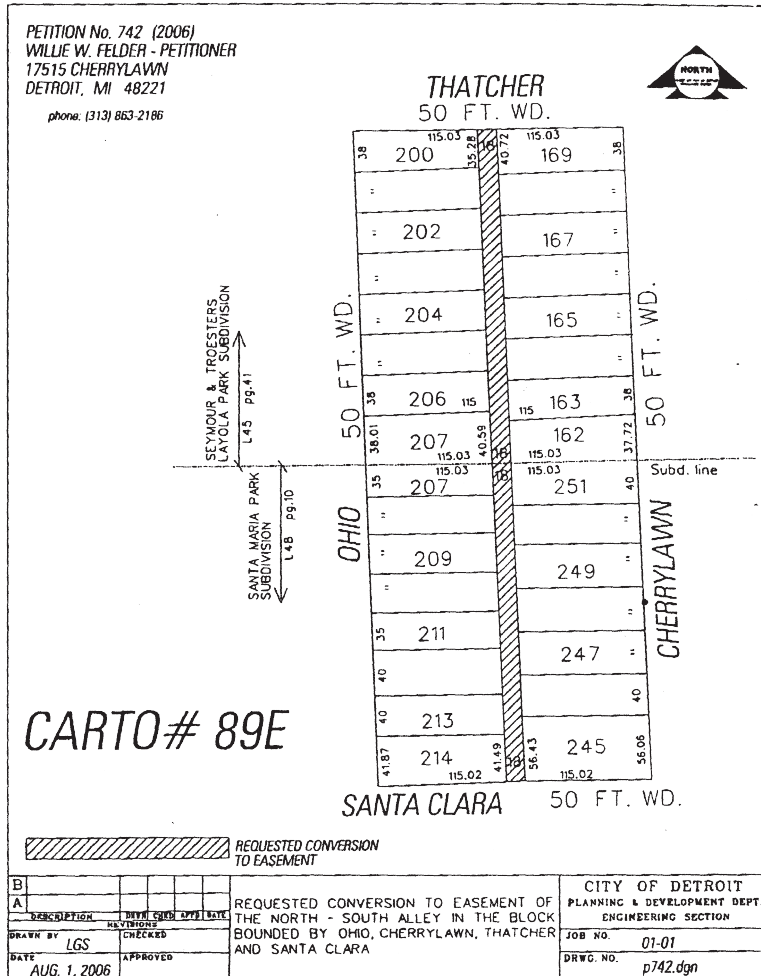
2. No buildings, structures, improvements or encroachments of any kind (except line fences) may be placed in the easement area without prior consent of the City Engineering Division of the Department of Public Works.

3. 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 or relocation, unless such charges are waived by the utility owners.

Resolved, That in accordance with MCL Section 560.256 and City Code Section 50-7-4, the City Clerk is directed to record a certified copy of this Resolution with the Wayne County Register of Deeds within thirty (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;

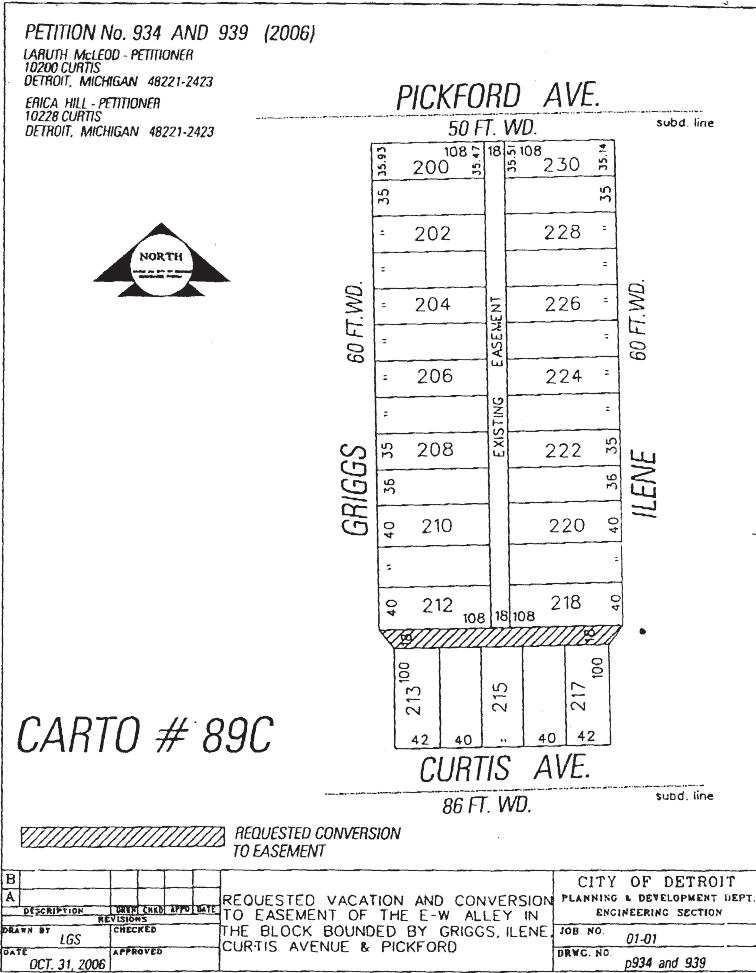
A Waiver of Reconsideration is requested.



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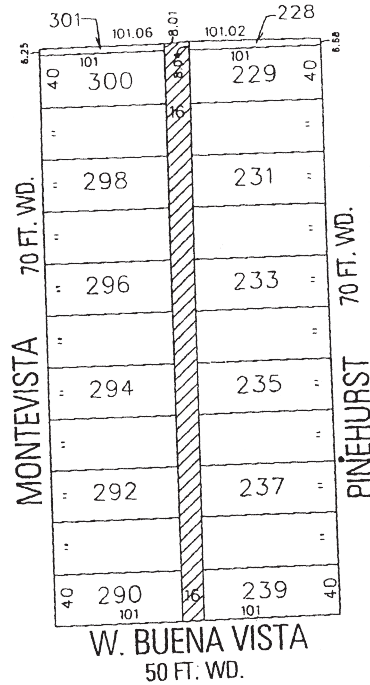
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PETITION No. 1006 (2006)
 MAYFIELD BOWLES-PETITIONER
 13127 PINEHURST
 DETROIT, MICHIGAN 48238-3020

JEFFRIES FREEWAY



CARTO# 8C

 REQUESTED CONVERSION TO EASEMENT

B				REQUESTED VACATION & CONVERSION TO EASEMENT OF THE NORTH-SOUTH ALLEY IN THE BLOCK BOUNDED BY MONTE VISTA PINEHURST, W. BUENA VISTA AND JEFFRIES FREEWAY	CITY OF DETROIT PLANNING & DEVELOPMENT DEPT. ENGINEERING SECTION
A					
DESCRIPTION	REVISIONS	DATE	BY	APPROVED	JOB NO. 01-01
DRAWN BY LGS		11-16-2006			DRWC. NO. p1006.dgn

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