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denied; and the Buildings and Safety Engineering Department be and it is hereby authorized and directed to have the buildings removed as originally ordered and to assess the costs of same against the properties.

Adopted as follows:

Yeas — Council Members S. Cockrel, Jones, Kenyatta, Reeves, Tinsley-Talabi, Watson, and President K. Cockrel, Jr. — 7.  
Nays — None.

**Buildings and Safety  
Engineering Department**

April 25, 2008

Honorable City Council:

Re: Address: 15369 Burgess. Date ordered demolished: November 12, 2003. Deferral date: June 1, 2004 (J.C.C. pgs. 3332-35).

The building at the location listed above was ordered demolished by your Honorable Body on the date indicated and the order was deferred under the conditions of the Ordinance.

A recent inspection on April 11, 2008 has revealed that the building is open to trespass, contrary to the conditions of the deferral.

We are therefore proceeding with the demolition as originally ordered, and the cost of demolition will be assessed against the property.

Respectfully submitted,  
AMRU MEAH  
Director

**Buildings and Safety  
Engineering Department**

April 23, 2008

Honorable City Council:

Re: Address: 16160 Lilac. Date ordered demolished: September 10, 2002. Deferral date: December 10, 2002 (J.C.C. pgs. 2559-64).

The building at the location listed above was ordered demolished by your Honorable Body on the date indicated and the order was deferred under the conditions of the Ordinance.

A recent inspection on April 9, 2008 has revealed that the building is open to trespass, contrary to the conditions of the deferral.

We are therefore proceeding with the demolition as originally ordered, and the cost of demolition will be assessed against the property.

Respectfully submitted,  
AMRU MEAH  
Director

By Council Member Tinsley-Talabi:

Resolved, That the request for deferral of demolition orders of November 12, 2003 (J.C.C. pgs. 3332-35) and September 10, 2002 (J.C.C. pgs. 2559-64), be and the same are hereby denied and the Buildings and Safety Engineering Department be and it is hereby authorized and directed to have these buildings located at 15369

Burgess and 16160 Lilac removed as originally ordered in accordance with the two (2) foregoing communications.

Adopted as follows:

Yeas — Council Members S. Cockrel, Jones, Kenyatta, Reeves, Tinsley-Talabi, Watson, and President K. Cockrel, Jr. — 7.  
Nays — None.

**Department of Public Works  
City Engineering Division**

April 8, 2008

Honorable City Council:

Re: Petition No. 1523 — Covington Terrance LLC — Joseph Brophy, request for the conversion to easement the alleys in the block bounded by Covington Drive, Merton, Whitmore and Second.

Petition No. 1523 of "Covington Terrance LLC — Joseph Brophy" whose address is 4032 Beach Drive, Orchard Lake, Michigan 48234, request for the conversion of the East-West and North-South public alleys, 20 feet wide, in the block bounded by Covington Drive, 45 feet wide, Merton Road, 60 feet wide, Whitmore Road, 60 feet wide, and Second Avenue, 80 feet wide into easements. This request will create secured off street parking for the renovation of apartments into condominiums to bring more owner occupied housing to the area.

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 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,  
JESSY JACOB  
Interim City Engineer

City Engineering Division — DPW  
By Council Member Tinsley-Talabi:

Resolved, All that part of the North-South and East-West public alley, 20 feet wide, lying Easterly of and abutting the East line of Lots 220 through 223, both inclusive, and Lots 333 through 335, both inclusive, and lying Westerly of and abutting the West line of Lots 219 and 336, Also lying Southerly of and abutting the South line of Lots 199 through 219, both inclusive, and lying Northerly of and abutting the North line of Lots 336 through 352, both inclusive, also lying Westerly of and abutting the West line, 40.16 feet, of Lot 199 and lying Easterly of and abutting the East line of Lot 352 all in the "Merrill-Palmer Subdivision" being a subdivision of part of Section 11 T. 1 S., R. 11 E., City

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of Detroit, Wayne County, Michigan, as recorded in Liber 45, Pages 54 and 55, Plats, Wayne County Records;

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

Provided, That an easement, the full width of the existing right-of-way, is reserved for the Detroit Water and Sewerage Department for the purpose of installing, maintaining, repairing, removing, or replacing any sewers, water mains, fire hydrants and appurtenances, with the right of ingress and egress at any time to, and over said easement for the purpose above set forth; and be it further

Provided, That free and easy access to the sewers, water mains, fire hydrant and appurtenances within the easement is required for Detroit Water and Sewerage Department equipment, including the use of backhoes, bull dozers, cranes or pipe trucks, and other heavy construction equipment, as necessary for the alteration or repair of the sewer or water main facilities; and be it further

Provided, That the Detroit Water and Sewerage Department retains the right to install suitable permanent main location guide post over its water mains at reasonable intervals and at points deflection; and be it further

Provided, Said easements or rights-of-way in and over said vacated alley(s) herein above described shall be forever accessible to the maintenance and inspection forces of the DWSD, or those specifically authorized by them, for the purpose of inspecting, installing, maintaining, repairing, removing, or replacing any sewer or water main or any facility placed or installed in the DWSD easements or rights-of-way. The DWSD 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 easements with any necessary equipment to perform the above mentioned task, with the understanding that DWSD shall use due care in such crossing or use, and that any property damaged by DWSD, other than that specifically prohibited by this resolution, shall be restored to a satisfactory condition; and be it further

Provided, That said owners of the adjoining property, for themselves, their heirs and assigns, agree that no building or structure of any nature whatsoever, including fences, porches, patios, balconies, etc., shall be built upon or over said easement, or that no grade changes

or storage of materials shall be made within said easement without prior written approval and agreement with the Detroit Water and Sewerage Department; and be it further

Provided, That if at any time in the future, the owners of any lots abutting on said vacated street shall request the removal and/or relocation of the aforementioned utilities in said easement, such owners shall pay all costs incident to such removal and/or relocation. It is further provided that if sewers, water mains, and/or appurtenances in said easement shall break or be damaged as a result of any action on the part of the owner, or assigns, then in such event, the owner or assigns shall be liable for all costs incident to the repair of such broken or damaged sewers and water mains, and shall also be liable for all claims for damages resulting from his action; and be it further

First, Said owners hereby grant to and for the use of the public easements or rights-of-way over said vacated public alleys 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 easements or rights-of-way in and over said vacated alleys 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 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 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, concrete slabs or driveways, retaining or partition walls, shall be built or placed upon said easement, nor change of surface grade made, without prior approval of the City

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Engineering Division—DPW,

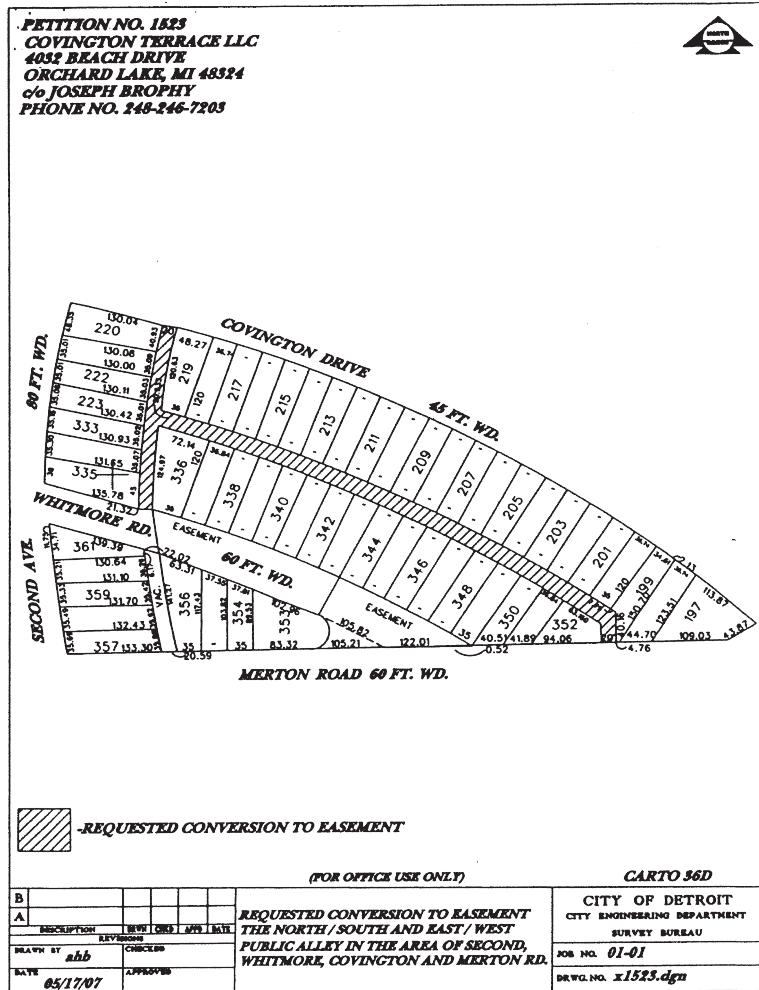
Fourth, That if the owners of any lots abutting on said vacated alley shall request the removal and/or relocation of any existing poles or other utilities in said easement, such owners shall pay all costs incidental to such removal and/or relocation, unless such charges are waived by the utility owners,

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 Covington Drive, Merton, and Whitmore Avenues), 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.



Adopted as follows:  
 Yeas — Council Members S. Cockrel, Jones, Kenyatta, Reeves, Tinsley-Talabi, Watson, and President K. Cockrel, Jr. — 7.  
 Nays — None.