

5233 Oregon, Bldg. ID 101.00, Lot No.: 274 and Holden & Murrays Northwes., between Ironwood and Northfield.

Vacant and open to trespass.

9244 Otsego, Bldg. ID 101.00, Lot No.: 72 and Graham & Carrolls Grand R., between Joy Road and Kay.

Vacant and open to trespass.

7600 Patton, Bldg. ID 101.00, Lot No.: 414 and Frischkorns Parkdale, (Pla.), between Sawyer and Tireman.

5016 Ridgewood, Bldg. ID 101.00, Lot No.: 188 and Dailey Park Sub., (Plats), between Northfield and No Cross Str.

Vacant and open to trespass.

Respectfully submitted,

DAVID BELL

Chief Building Inspector
Resolution Setting Hearings
On Dangerous Buildings

By Council Member Brown:

Whereas, The Buildings and Safety Engineering Department has filed reports on its findings and determination that buildings or structures on premises described in the foregoing communication are in a dangerous condition and should be removed; therefore be it

Resolved, That in accordance with Section 12-11-28.4 of the Building Code, as amended, a hearing on each of the following locations will be held by this City Council in the Committee Room, 13th Floor of the Coleman A. Young Municipal Bldg. on MONDAY, OCTOBER 1, 2012 at 10:00 A.M.

7538-40 American, 9076 American, 19000 Annchester, 19003 Annchester, 15345-47 Appoline, 12819 Ardmore, 15347 Asbury Park, 17344 Asbury Park, 20577 Barlow, 15907 Baylis, 3427 Belvidere, 3442 Bewick;

18600 Biltmore, 19156 Biltmore, 19335 Biltmore, 20314 Biltmore, 13402 Bloom, 18400 Bloom, 20305 Bloom, 19480 Braile, 4207 Buckingham, 2722 Buena Vista, 13438 Buffalo, 3208 Burlingame;

3211 Burlingame, 3749 Burlingame, 4268 Burlingame, 7736 Burnette, 6037-45 Cadet, 9229 Carlin, 5895 Cecil, 5949 Cecil, 7541 Chatham, 13352 Chelsea, 19150 Chicago, 12126 Christy;

1665 Clements, 8601 Colfax, 11724 Coyle, 13217 Coyle, 13249 Coyle, 675 S. Crawford, 15703 Cruse, 19146 Curtis, 4903 Daniels, 4945 Daniels, 5501 Daniels, 4808 Delta, 4827 Delta;

4857 Delta, 8503 Dexter, 5781 Eastlawn, 16102 Edmore Dr., 6832 Edward, 12146 Evergreen, 19976 Exeter, 15238 Fenkell, 17309 Ferguson, 19950 Ferguson, 12712 Flanders, 14290 Flanders;

13900 Forrer, 6593 Forrer, 7822 Forrer, 2690 Fullerton, 2710 Fullerton, 2720 Fullerton, 2745 Fullerton, 2765 Fullerton,

5832 Garland, 9315 Genessee, 2936-38 Gladstone, 3220-22 Gladstone;

3242 Gladstone, 11131 Gratiot, 12739 Hamburg, 17238 Hamburg, 5052 Hillsboro, 19271 Houghton, 19324 Houghton, 19344 Houghton, 13225 Hubbell, 3760 Kendall, 12032 Kenmoor, 12066 Kentucky;

12362 Kentucky, 12826 Klinger, 10033 Knodell, 16531 LaSalle Blvd., 14030-32 LaSalle Blvd., 264 Lenox, 1127 Liebold, 3930 Lillibridge, 3973 Lillibridge, 3979 Lillibridge, 4003 Lillibridge, 4104 Lillibridge;

4116 Lillibridge, 4643 Lillibridge, 19216 Lindsay, 19510 Lindsay, 19791 Lindsay, 20234 Lindsay, 20244 Lindsay, 14040 Livernois, 15526 Log Cabin, 5731 Lonyo, 2956 Lothrop, 17481 Lumpkin;

13061 Maiden, 12398 Maine, 12411 Maine, 12519 Maine, 6457 Majestic, 7035 Majestic, 12004 Manor, 12629 Manor, 12643 Manor, 15058 Manor, 9317 Manor, 15509 Mansfield;

8890 Mansfield, 13219 Mark Twain, 14931 Marlowe, 3801 Martin, 7439-41 Maywood, 1501 McClellan, 1540 McClellan, 12801 Mettetal, 3795 Montclair, 7236 Montrose, 7841 Montrose, 18515 Murray Hill;

19345 Murray Hill, 2718 Norman, 8203 Normile, 8234 Normile, 5102-04 Oregon, 5233 Oregon, 9244 Otsego, 7600 Patton, 5016 Ridgewood; for the purpose of giving the owner or owners the opportunity to show cause why said structure should not be demolished or otherwise made safe, and further

Resolved, That the Director of the Buildings and Safety Engineering Department be and is hereby requested to have her department represented at said hearings before this Body.

Adopted as follows:

Yeas — Council Members Brown, Cockrel, Jr., Jenkins, Jones, Kenyatta, Spivey, Tate, Watson, and President Pugh — 9.

Nays — None.

**Department of Public Works
City Engineering Division**

August 15, 2012

Honorable City Council:

Re: Petition No. 2255 — Detroit Catholic Pastoral Alliance, request conversion to easement of the alley in the area of Gratiot, Holcomb and Rohns.

Petition No. 2255 of "Detroit Catholic Pastoral Alliance", request the conversion of a portion of the north-south public alley, 20 feet wide, in the block bounded by Gratiot Avenue, 120 feet wide, Chapin Avenue, 60 feet wide, Rohns Avenue, 60 feet wide and Holcomb Avenue, 60 feet wide, into an easement for utilities. This closure will assist the petitioner in the development of a new building located at 8900 Gratiot.

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 public utilities. Provisions protecting utility installations are part of the attached resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,
RICHARD DOHERTY
City Engineer

City Engineering Division — DPW
By Council Member Brown:

Resolved, All that part of the North-South public alley, 20 feet wide, in the block bounded by Gratiot Avenue, 120 feet wide, Chapin Avenue, 60 feet wide, Rohns Avenue, 60 feet wide and Holcomb Avenue, 60 feet wide, lying Westerly of and abutting the West line of Lots 142 and 143 and lying Easterly of and abutting the East line of Lots 3 through 9, both inclusive, and the North 11.85 feet of Lot 10 all in the "Van Winkle's Subdivision of Lots 1, 2, 3, 8, 9, 12, 13, 16, and North 112.08 feet of Lot 17 of Crane & Wesson's Subdivision P.C. 644" Hamtramck (now City of Detroit), Wayne County, Michigan December 1890 as recorded in Liber 14, Page 99, Plats, Wayne County Records;

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:

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 hydrants and appurtenances within the easements 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, That said owners of the adjoining property, for themselves, their heirs and assigns, agree that no building or structure of any nature whatsoever, including 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 easements 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 alley 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 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, 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 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 Holcomb 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.

