

arrange an inspection to evidence that conditions of the deferral have been maintained and that there has been substantial progress toward rehabilitation. If the building becomes open to trespass or if conditions of the deferral are not maintained, we may proceed with demolition without further hearings. And, pursuant to the Property Maintenance Code we will issue a Blight Violation Notice.

A request for deferral exceeding four must be made by petition to City Council through the office of the City Clerk.

Respectfully submitted,

DAVID BELL
Director

By Council Member Benson:

Resolved, That resolution adopted June 16, 2015 (J.C.C. pg. 1026), July 21, 2015 (J.C.C. pg. 1298), March 1, 2016 (J.C.C. pg. 339) for the removal of dangerous structures at various locations, be and the same is hereby amended for the purpose of deferring the removal order for dangerous structures, only at 19780 Braile, 8136 Livernois, and 19191 Strasburg for a period of six (6) months, in accordance with the three (3) foregoing communications.

Adopted as follows:

Yeas — Council Members Ayers, Cushingberry, Jr., Leland, Castaneda-Lopez, Spivey, Tate, and President Jones — 7.

Nays — None.

**Buildings, Safety
Engineering and
Environmental Department**
January 5, 2017

Honorable City Council:

Re: 3814 Vinewood.

In response to the request for a deferral of the demolition order on the property noted above, we submit the following information.

A special inspection conducted on December 15, 2016 revealed that the property noted above, we submit the following information:

A special inspection conducted on December 15, 2016 revealed that the property did not meet the requirements of the application to defer. The property continues to be open to trespass and not maintained.

Therefore, we respectfully recommend that the request for a deferral be denied. We will proceed to have the building demolished as originally ordered with the cost of demolition assessed against the property.

DAVID BELL
Director

By Council Member Benson:

Resolved, that the request for rescission of the demolition orders of March 6, 2013 (J.C.C. pgs. ____), on property at 3814 Vinewood, be and the same are

hereby denied for the Buildings, Safety Engineering and Environmental Department be and it is hereby authorized and directed to have the buildings removed as originally ordered in accordance with the one (1) foregoing communications.

Adopted as follows:

Yeas — Council Members Ayers, Cushingberry, Jr., Leland, Castaneda-Lopez, Spivey, Tate, and President Jones — 7.

Nays — None.

**Department of Public Works
City Engineering Division**

January 26, 2017

Honorable City Council:

Re: Petition No. 889. Warren Ave. Partners LLC, request to vacate alley located behind 17901-17931 E. Warren Ave. Parcel numbers: 21003029, 21003030 and 21003031-6.

Petition No. 889 — Warren Avenue Partners LLC, request to vacate and convert to easement the east west public alley, 20 feet wide, first north of East Warren Avenue in the block of East Warren Avenue, 105 feet wide, Frankfurt Avenue, 50 feet wide, Lodewyck Avenue, 60 feet wide and Farmbrook Avenue, 60 feet wide.

The request is being made to consolidate the owner's property, and to provide security.

The petition was referred to the City Engineering Division-DPW for investigation (utility review) and report. This is our report.

The request was approved by the Solid Waste Division-DPW, and Traffic Engineering Division-DPW

Public Lighting Department (PLD) reports that they need 24-hour unimpeded heavy truck access. A provision for the required PLD access is included in the resolution.

Detroit Water and Sewerage Department (DWSD) has no objection to the conversion to easement. The specific DWSD provisions for easement are included in the resolution.

All other involved City Departments, including, Public Lighting Authority and privately owned utility companies have reported no objections to the conversion of the public right-of-way into 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, P.E.

City Engineer

City Engineering Division — DPW

By Council Member Ayers:

Resolved, All that part of the east-west public alley, 20 feet wide, in the block of

East Warren Avenue, 105 feet wide, Frankfurt Avenue, 50 feet wide, Lodewyck Avenue, 60 feet wide and Farmbrook Avenue, 60 feet wide, and described as: Land in the City of Detroit, Wayne County, Michigan being the east-west public alley, 20 feet wide, lying northerly of and adjoining the northerly line of Lots 144 thru 153, both inclusive, also lying southerly of and adjoining Lots 143 and 154 "Mary L. Harris' Subdivision #1, part of Lot 48 of the Plat of the addition to the Rivard Park Subdivision of P.C. 299 Gratiot and Grosse Pointe Townships-Wayne County, Michigan" as recorded in Liber 59, Page 80 of Plats, Wayne County Records.

Be and the same is hereby vacated as a public alley and 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 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 easements for the purpose above set forth,

Second, Said utility easement or right-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 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 any 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 easements, 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

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 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 guides 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 easement without prior written approval and agreement with the Detroit Water and Sewerage Department; and be it further

Provided, That if any time in the future, the owners of any lots abutting on said vacated alleys 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

