

Water & Sewerage Department

November 13, 1991

Re: Petition No. 1592. Vacation of
Sewer Easement at 9600 Livernois.

Petition No. 1592 is from the Shell Oil Company requesting the vacation of a sewer easement at 9600 Livernois in order to construct a car wash facility. This petition was previously adopted by City Council on October 16, 1991. However, in our initial response to the petition, the Detroit Water and Sewerage Department inadvertently did not vacate a portion of the sewer easement located south of Lot 10 and the west 10.0 feet of Lot 9.

In order to vacate the entire sewer easement located on the property, the Detroit Water and Sewerage Department hereby requests that the resolution previously adopted by City Council on October 16, 1991 for Petition No. 1592 be rescinded and replaced by the attached resolution.

Respectfully submitted,
CHARLIE J. WILLIAMS
Director

By Council Member Cleveland:

Resolved, That a portion of the existing sewer easement located south of Grand River between Livernois and Woodside Avenues retained by City Council resolution of June 5, 1951, page 1353, for the vacation of the east-west public alley 20 feet wide, south of Grand River between Livernois and Woodside, described as lying north of and adjoining the north line of Lot 17 of Lerchen's Addition to Greenfield Village on Fractional Sec. 34, T.1S., R.11E., as recorded in Liber 12, page 79 of Plats of Wayne County Records, be and the same is hereby vacated as a sewer easement with any sewer located therein reverting to the Petitioner and no longer being City of Detroit responsibility; and be it further

Resolved, That the existing sewer easement also located south of Grand River between Livernois and Woodside Avenues retained by City Council resolution of August 2, 1927, page 2249, and June 5, 1951, page 1353, for the vacation of the public alley 20 feet wide, south of Grand River and east of Livernois, described as lying south of and adjoining the south line of the west 10.0 feet of Lot 9 and also the south line of lots 10 to 13, both inclusive, of Lerchen's Addition to Greenfield Village on Fractional Sec. 34, T.1S., R.11E., as recorded in Liber 12, page 79 of Plats of Wayne County Records, be and the same is hereby vacated as a sewer easement, with the sewer located therein reverting to the Petitioner and no longer being City of Detroit responsibility subject to the following provisions:

Provided, That the Petitioner (No. 1592) shall relocate that portion of the existing lateral sewer located in the latter sewer easement as required by the Detroit Water and Sewerage Department for the construction of the proposed car wash at 9600 Livernois prior to construction of the car wash; and further

Provided, That the portion of the existing lateral sewer not relocated due to construction shall remain as City prop-

erty and part of the City System; and further

Provided, That the Detroit Water and Sewerage Department be and is hereby authorized to review the drawings for the relocated lateral sewer and to issue a permit for the construction of the lateral sewer; and further

Provided, That the plans for the lateral sewer shall be prepared by a registered Engineer; and further

Provided, That the entire work is to be performed in accordance with plans and specifications approved by the Detroit Water and Sewerage Department, and constructed subject to the inspection and approval of the Detroit Water and Sewerage Department; and further

Provided, That the entire cost of the lateral sewer construction, including inspection, survey and engineering shall be borne by the Petitioner; and further

Provided, That the Petitioner shall deposit with the Detroit Water and Sewerage Department, in advance of engineering, inspection and survey, such amounts as that Department deems necessary to cover the costs of these services; and further

Provided, That the Petitioner shall grant to the City a satisfactory easement for the relocated lateral sewer and also for that portion of the existing lateral sewer which is to remain City property prior to construction; and further

Provided, That the Board of Water Commissioners shall accept and execute the easement grant on behalf of the City; and further

Provided, That upon satisfactory completion of the sewer construction, the sewer shall be City property and become part of the City system; and further

Resolved, That the existing sewer located in the public easement retained by City Council resolution of December 30, 1947, pages 3413-14, for the vacation of the north-south public alley, 20 feet wide, in the block bounded by Livernois, Woodside, W. Chicago and Grand River Avenues, described as lying west of and adjoining the west line of Lot 35 of Lerchen's Addition to Greenfield Village on Fractional Sec. 34, T.1S., R.11E., as recorded in Liber 12, page 79 of Plats of Wayne County Records is hereby vacated as a City sewer with the sewer reverting to the ownership of the Petitioner and no longer being City of Detroit responsibility.

Adopted as follows:

Yeas — Council Members Butler, Cleveland, Eberhard, Everett, Hill, Hood, Kelley, Ravitz, and President Mahaffey — 9.

Nays — None.

Nov. 27, 1991

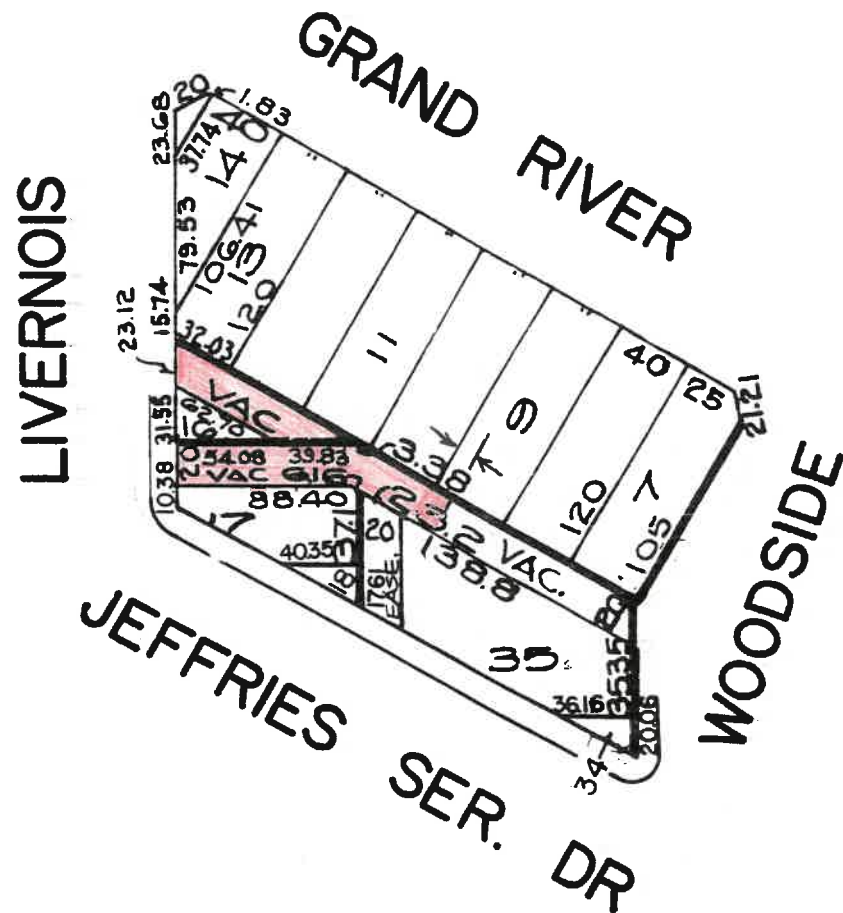
J.C.C. Pgs. 2667-68

PREVIOUS

RESOLUTION RESCINDED.

OCT. 16, 1991

J.C.C. Pgs. 2243-44



PET. NO. 1592
CARTO NO. 16-B