

The deficit in the appropriation was caused due to the porandancy of approval of block Grant Funding for City owned vacant lot cutting.

I, therefore, respectfully request that your Honorable Body adopt the attached resolution, which authorizes the Finance Director to increase the amount in Appropriation No. 38 by an amount equal to \$203,000. The increase will come from the available balance in Appropriation No. #0035, Refuse Collection.

Respectfully submitted,
CLYDE J. DOWELL
Director, D.P.W.

Approved:
J. EDWARD HARRISON
Budget Director
EARL CABELL
Chief Accounting Officer
By Council Member Cleveland:

Resolved, That in accordance with the above communication, the Finance Director is hereby authorized to transfer \$203,000 from Appropriation No. 0035, Refuse Collection, to Appropriation No. 0038, Vacant Lot Clean-up, And Be It Further

Resolved, That the Finance Director is hereby authorized to honor teachers when presented in accordance with this resolution.

Adopted as follows:
Yeas — Council Members Cleveland, Cockrel, Everett, Hill, Hood, Ravitz, Scott, Tinsley-Williams, and President Mahaffey — 9.
Nays — None.

**Department of Public Works
City Engineering Division**

March 21, 1995

Honorable City Council:
Re: Petition No. 3254, Dewitt Products, Inc., Alleys to Easement remaining public alleys in the triangular block bounded by Campbell, Plumer and the Railroad

Petition No. 3254 of "Dewitt Products, Inc." requests the conversion of the remaining public alleys in the triangular block bounded by Campbell and Plumer Avenues, and the (Michigan Central) Railroad right-of-way into a private easement for public utilities.

The requested conversion was approved by the Planning and Development Department. The petition was referred to the City Engineering Division — DPW for investigation and report. This is our report:

The petitioner plans to use the paved alley return entrances (into Campbell and Plumer Avenues) and requests such remain in their present status. The petitioner shall pay all incidental removal costs whenever discontinuance of use makes removal necessary.

the lots abutting on said alleys 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 easement 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 easement with any necessary equipment to perform the above mentioned tasks, 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, (except necessary line fence) 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 alleys 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 it becomes necessary to remove the paved alley returns at the entrances (into Campbell and/or Plumer 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 heirs 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; and be it further Resolved, The Finance Director is hereby authorized and directed to issue a quit-claim deed to transfer the following vacated public (alley) right-of-way to "Dewitt Products Company" (5860 Plumber Avenue, Detroit, Michigan 48209), for the fair market value and/or other valuable considerations:

"Land in the City of Detroit, County of Wayne, Michigan being all that part of the easterly 10.00 feet of Lots 203 thru 206 of "Leavitt's Subdivision of part of Private Claims 574 and 171, Springwells (Township)", as recorded in Liber 2, Page 29, Plats, Wayne County Records (said parts of lots having been deeded to the City of Detroit for public alley purposes in the City Council resolutions adopted on August 9, 1921 — J.C.C. pages 1493-94; August 30, 1921 — J.C.C. pages 1608-09; and September 20, 1921 — J.C.C. page 1723); subject to a private easement for public utilities."

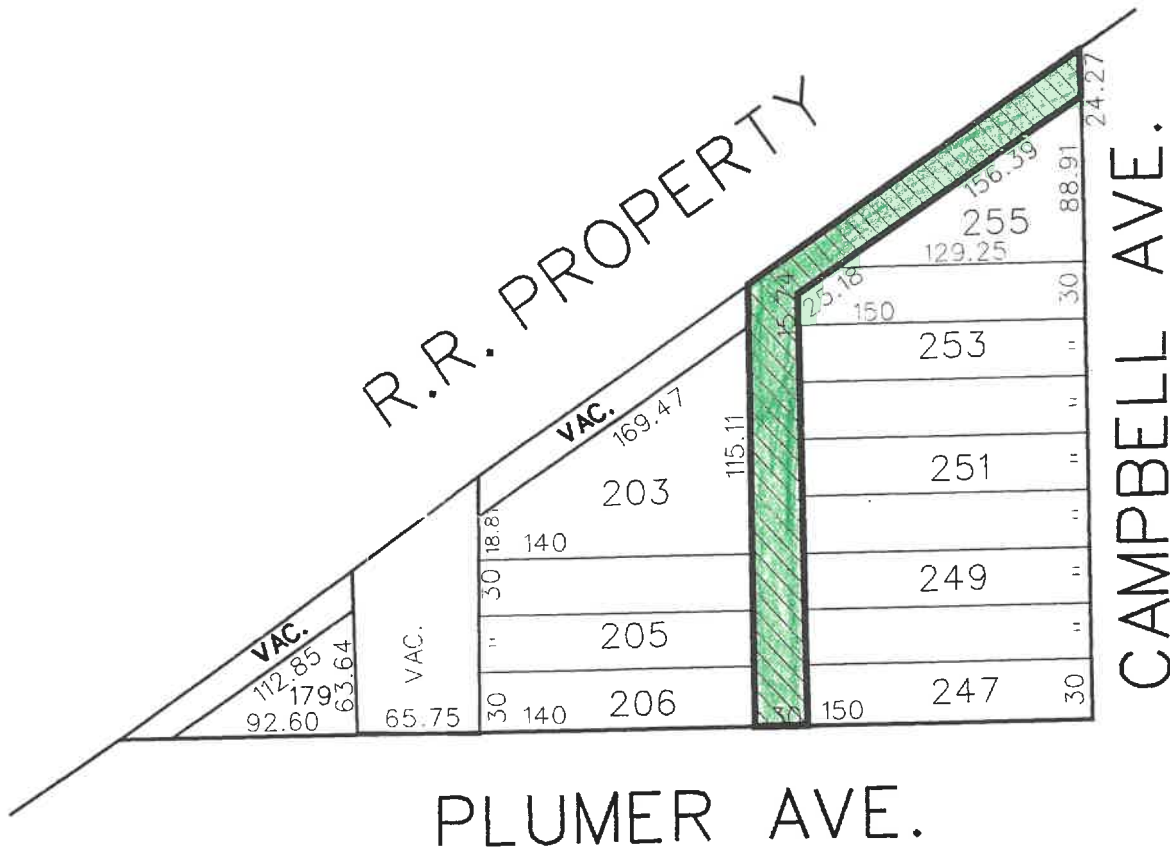
Adopted as follows:
Yeas — Council Members Cleveland, Cockrel, Everett, Hill, Hood, Ravitz, Scott, Tinsley-Williams and President Mahaffey — 9.
Nays — None.

Recreation Department
March 15, 1995
Honorable City Council:
Re: Proposed grant applications for the Michigan Department of Natural Resources

The Recreation Department proposes to submit three applications for funding to the Michigan Department of Natural Resources.

1. Bishop Platted — This grant is to redevelop Bishop Platted as an active outdoor sports complex. The grant will be submitted to the Michigan Quality of Life Recreation Fund Program and has a total cost of \$7,000,000. State funding of \$750,000 and a required local match of \$250,000 would be used to build a new softball league ball fields, a new basketball courts, a new soccer multipurpose playing field, a picnic area, children's play area, parking area, walk-

PETITION NO.3254
 DeWITT PRODUCTS CO.
 C/O DANIEL McCLELLAN
 PHONE: (313) 554-0575



REQUESTED ALLEYS TO EASEMENT

CARTO NO. 12E
 SCALE: 1"=100'

(FOR OFFICE USE ONLY)

B					
A					
DESCRIPTION	DRWN	CHKD	APPD	DATE	
REVISIONS					
DRAWN BY	CHECKED				
V. MARSHALL					
DATE	APPROVED				
JULY 29, 1993					

DeWITT PRODUCTS CO.
 REQUESTED CONVERSION TO EASEMENT OF THE N/S AND
 E/W ALLEYS IN THE TRIANGULAR BLOCK BOUNDED BY
 CAMPBELL, PLUMER & R.R. R.O.W.

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CITY OF DETROIT	
CITY ENGINEERING DEPARTMENT	
SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	X3254.DGN

March 29, 1995 J.C.C. Pgs. 756-57