

July 31, 1996

Department Of Public Works
City Engineering Division
July 25, 1996

Honorable City Council:
Re: Petition No. 1725. Difco Laboratories
Utility Easement to Vacation a 12.50
feet by 30.00 feet part of the eastern
side of Fifth between Henry and Pine
Petition No. 1725 of "Difco
Laboratories, Inc." requests the outright
vacation of a part (12.50 feet by 30.00
feet) of the converted utility easement
being part of the eastern side of Fifth
Street (50 feet wide) between Henry and
Pine Streets. City Council converted said
Fifth Street into a private easement for
public utilities on February 1, 1984 —
J.C.C. pages 170-71. The petitioner
improve a truck loading dock.

The petition was referred to the City
Engineering Division — DPW for investi-
gation (utility clearances) and report. This
is our report:

The Detroit Edison Company reports a
steam line on the western side of Fifth.
Edison has no objections to the proposed
partial vacation, since the steam line will
remain secure in the remaining ease-
ment.

The Public Lighting Department [PLD]
reports an overhead street lighting circuit
within Fifth. PLD has no objections to the
proposed partial vacation; subject to mini-
mum clearances of 3.50 feet horizontal
and 1.00 foot vertical from PLD facilities
in the remaining easement.

The Water and Sewerage Department
[DWSD] reports both sewer and water
main facilities within Fifth. The 8-inches
diameter water main is about 20.00 feet
west of the easterly line of said Fifth
Street utility easement (50 feet wide).
DWSD has no objections to the proposed
partial vacation; subject to certain mini-
mum clearance requirements. Provisions
protecting DWSD installations are part of
the resolution.

All other city departments and privately
owned utility companies have reported no
objections to the proposed partial vaca-
tion a utility easement.

I am recommending adoption of the
attached resolution.

Respectfully submitted
SUNDAY JAIYESIMI,
City Engineer

By Council Member Scott:

RESOLVED, All that part of the private
easement for public utilities being the
northerly 30.00 feet of the southerly 92.50
feet of the easterly 12.50 feet of Fifth
Street (50 feet wide, between Henry and
Pine Streets; said Fifth Street having
been converted into a private easement
for public utilities by City Council on
February 1, 1984 — J.C.C. pages 170-
71); also being an easterly part of said
Fifth Street lying westerly of and abutting
the west line of the northern 21.50 feet of
Lot 6, and the southern 8.50 feet of Lot 7,
Block 16, of "Crane and Wasson's Section
of the Forsyth Farm between Chicago and
Grand River Roads", City of Detroit,
Wayne County, Michigan as recorded in
Liber 44, Pages 10 and 11, Deeds, Wayne
County Records;

Be and the same is hereby vacated
(outright) as part of a private easement for
public utilities to become part and parcel
of the abutting property; subject to the fol-
lowing provisions:

PROVIDED, That before any construc-
tion shall be permitted within the vacated
(outright) part of the converted utility
easement, mentioned above, Difco
Laboratories, Inc., shall apply to the
Buildings and Safety Engineering
Department for a building permit.
Simultaneously, the petitioner shall submit
said building plans to the Water and
Sewerage Department (DWSD) for review
and approval. All costs for plan review
associated with the protection of a water
main and/or other construction that may
be required by DWSD (designed to pre-
vent damages and maintain minimum
clearances from public sewer(s) and
water main(s), including but not limited to
inspection and permits, shall be paid by
Difco Laboratories, Inc. and/or their con-
tractors; 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 Cleveland,
Cockrel, Everett, Hill, Hood, Ravitz,
Scott, Tinsley-Williams and President
Mahaffey — 9.

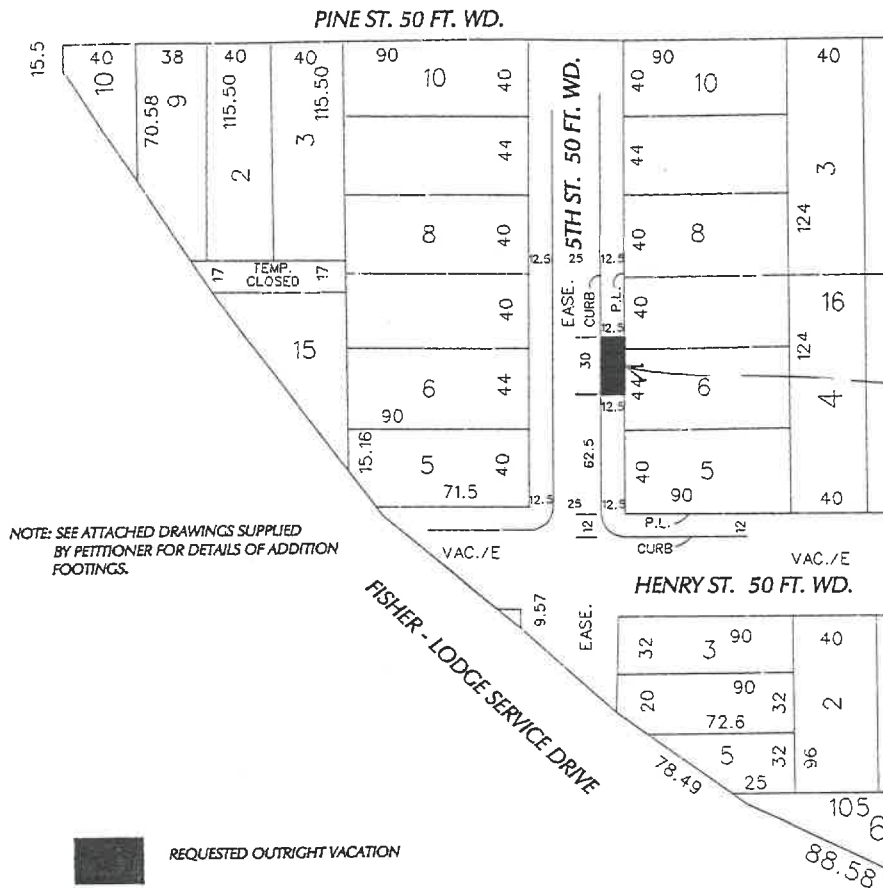
Nays — None.

NOTE:
Refer to a resolution
update - 12/8/96 11/8/97
J.C.C. Pgs. 42-43

92.50
- 91.00
1.50 difference

8.50
21.50
30.00

PETITION NO. 1725
 DIFCO LABORATORIES
 C/O JAMES V. HURNEVICH
 PHONE: 313.462.8500
 FAX: 313.462.8594



WESSON FARM

CARTO. NO. 29D
 SCALE: 1"=70'

FOR OFFICE USE ONLY

B				REQUESTED OUTRIGHT VACATION OF A PORTION OF THE 5TH ST. EASEMENT BETWEEN VACATED HENRY ST. AND PINE ST., FOR BUILDING ADDITION.				CITY OF DETROIT			
A								CITY ENGINEERING DEPARTMENT			
DESCRIPTION								SURVEY BUREAU			
REVISIONS								JOB NO. 01-01			
DRAWN BY J. FOSTER				CHECKED				DRWG. NO. X1725.DGN			
DATE 3/7/96				APPROVED							

Amended
 11/8/97
 JCC Pgs 42-43