

4/22/98

Department of Public Works
City Engineering Division
April 7, 1998

Honorable City Council:

Re: Petition No. 3153, Wholesale Rehabilitation Project — Parcel 2 Milano Bakery, Inc., Alleys to Vacation in the block bounded by Russell, Riopelle, Eliot and Mack

Petition No. 3004 of "Milano Bakery, Inc." requests the outright vacation of the remaining public alleys in the block bounded by Russell, Riopelle and Eliot Streets, and Mack Avenue. (NOTE: City Council approved the sale of city owned land for the development project on October 24, 1997 (J.C.C. page 2823).

The petition was referred to City Engineering Division - DPW for investigation and report. This is our report:

The approved development plan calls for the vacation of Eliot Street, 50 feet wide, between Russell and Riopelle Streets. A second phase of the project is pending; and the vacation of Eliot Street will be requested at that time.

The petitioner plans to use the paved alley return entrances (into Eliot Street and/or Mack Avenue) and requests such remain in their present status. The petitioner shall pay all incidental removal costs whenever discontinuance of use makes removal necessary.

All involved city departments and privately-owned utility companies reported no objections to the proposed outright public alley vacations.

I am recommending adoption of the attached resolution.

Respectfully submitted,

SUNDAY JAIYESIMI

City Engineer

By Council Member K. Cockrel, Jr.:

RESOLVED, All of the north-south public alley, 15 feet wide, first west of Riopelle Street between Eliot Street and Mack Avenue lying westerly of and abutting the west line of Lots 17 through 24 of the "Subdivision of Lots 55, 56, 59, 60, 63 and Part of 52 of the Riopelle Farm, North of Gratiot Street," City of Detroit, Wayne County, Michigan as recorded in Liber 1 Page 20, Plats, Wayne County Records; also lying easterly of and abutting the east line of Lot 1; also lying easterly of and abutting the east line of the east-west public alley (20 feet wide; in the block bounded by Russell, Riopelle and Eliot Streets, and Mack Avenue); also lying easterly of and abutting the east line of Lot 24 of "Walter Crane's Subdivision of Out Lot No. 24, Guoin Farm," City of Detroit, Wayne County, Michigan as recorded in Liber 20, Page 24, Plats, Wayne County Records; also

All of the east-west public alley, 20 feet wide, in the block bounded by Russell, Riopelle and Eliot Streets, and Mack Avenue lying southerly of and abutting the south line of Lots 1 through 7; also lying northerly of and abutting the north line of Lots 18 through 24 of "Walter Crane's Subdivision of Out Lot No. 24, Guoin Farm," City of Detroit, Wayne County, Michigan as recorded in Liber 20, Page 24, Plats, Wayne County Records; also

All of the remaining north-south public alley, 19.70 feet wide, first east of Russell Street between Eliot Street and Mack Avenue lying westerly of and abutting the west line of the southern 12.00 feet of Lot 7; also lying westerly of and abutting the west line of the east-west public alley (20 feet wide; in the block bounded by Russell, Riopelle and Eliot Streets, and

Mack Avenue); also lying westerly of and abutting the west line of Lot 18; also lying easterly of and abutting the east line of the southern 10.00 feet of Lot 12, and Lots 13 through 17 of "Walter Crane's Subdivision of Out Lot No. 24, Guoin Farm," City of Detroit, Wayne County, Michigan as recorded in Liber 20, Page 24, Plats, Wayne County Records; also

All of the north-south public alley, 20 and 28.50 feet wide, second east of Russell Street between Eliot Street and Mack Avenue; said public alley being part of Lots 6 and 7 of "Walter Crane's Subdivision of Out Lot No. 24, Guoin Farm," City of Detroit, Wayne County, Michigan as recorded in Liber 20, Page 24, Plats, Wayne County Records; being described as follows: Beginning at the southeast corner of said Lot 7; thence easterly along the southern line of Lot 6, 3.50 feet, to a point; thence northerly along a line 3.50 feet east of and parallel to the eastern line of Lot 7, 118.45 feet, to a point on the northern line of Lot 6; thence westerly along the northern line of Lot 6, 3.50 feet, to the northeast corner of Lot 7; thence westerly along the northern line of Lot 7, 16.50 feet, to a point; thence southerly along a line 16.50 feet west of and parallel to the eastern line of Lot 7, 102.00 feet to a point; thence southwest-erly, 9.59 feet, to a point in the western line of Lot 7; thence southerly along the western line of Lot 7, 12.00 feet to the southwest corner of Lot 7; thence easterly along the southern line of Lot 7, 16.50 feet, to the southeast corner of Lot 7 and the point of beginning; containing about 2,645 square feet or 0.0607 acre more or less; (said parts of lots having been deeded for public alley purposes within the City Council resolution adopted on July 19, 1966 J.C.C. page 2135);

Be and the same are hereby (outright) vacated as public alleys to become part and parcel of the abutting property; and further

PROVIDED, That if it becomes necessary to remove the paved alley return(s) at their entrance(s) (into Eliot Street and/or Mack 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 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.

Adopted as follows:

Yeas — Council Members Cleveland, K. Cockrel, Jr., S. Cockrel, Hood, Scott, Tinsley-Williams, and President Pro Tem Mahaffey — 7.

Nays — None.

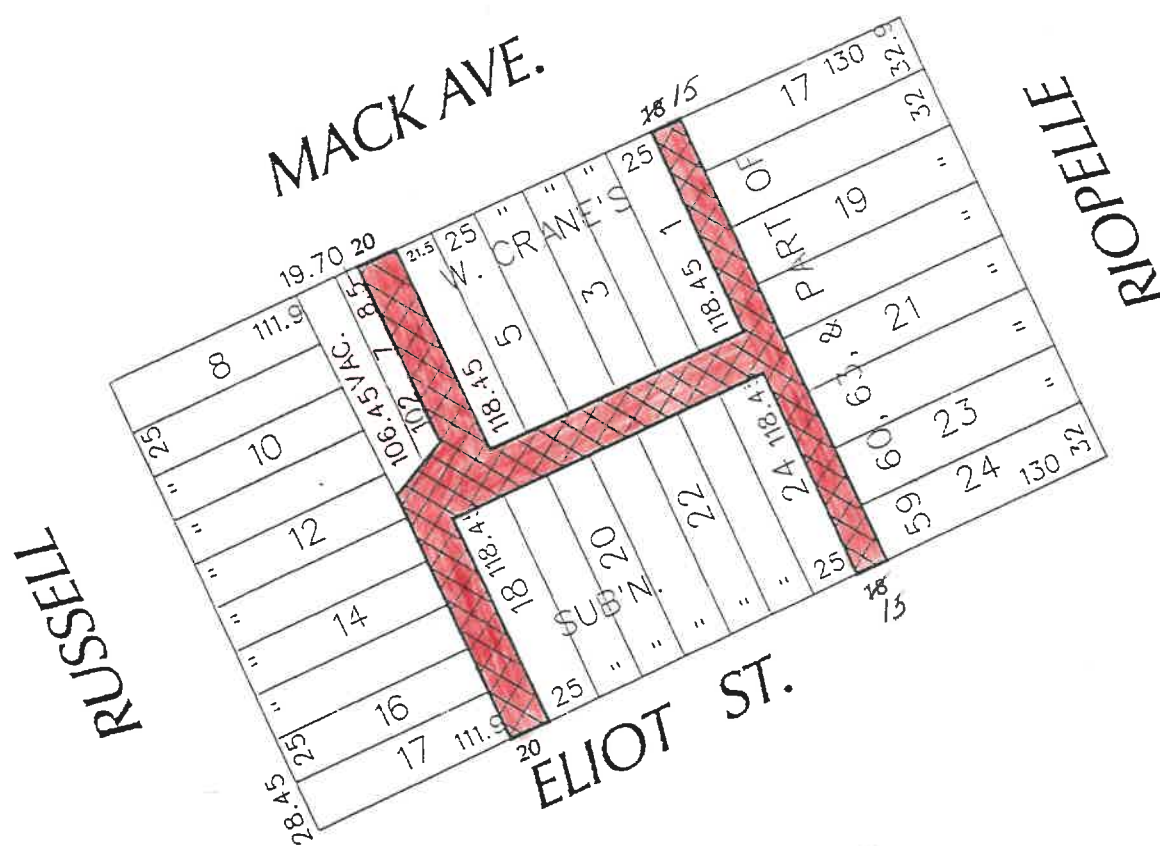
*WAIVER OF RECONSIDERATION (No. 15) per motions before adjournment.

April 22, 1998
JCC pgs. 915 - 916

PETITION NO.3153
 MILANO BAKERY INC.
 5740 BUCHANAN
 C/O DRAGOSLAV JANEVSKI
 PHONE: 313-896-0979



REVISION!!!



REQUESTED OUTRIGHT VACATION

CARTO. NO. 39-C

(FOR OFFICE USE ONLY)

B					
A					
DESCRIPTION		DRWN	CHKD	APPD	DATE
REVISIONS					
DRAWN BY		CHECKED			
N. PERRY					
DATE		APPROVED			
7-10-97					

REQUESTED OUTRIGHT VACATION OF ALL PUBLIC R.O.W.'S BOUNDED BY RUSSELL, RIOPELLE, ELIOT AND MACK.

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CITY OF DETROIT	
CITY ENGINEERING DEPARTMENT	
SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	X3153.DGN