

J. Foster

City of Detroit

OFFICE OF THE CITY CLERK

Jackie L. Currie 013928
City Clerk

Vernon C. Allen
Deputy City Clerk

DEPARTMENTAL REFERENCE COMMUNICATION

June 18, 1999

To: The Department or Commission Listed Below

From: Jackie L. Currie
Detroit City Clerk

The following petition is herewith referred to you for report and recommendation to the City Council.

In accordance with that body's directive, kindly return the same with your report in duplicate within the usual time limit.

✓
PLANNING & DEVELOPMENT AND PUBLIC WORKS
DEPARTMENTS - CITY ENGINEERING DIVISION/

1624 The Detroit Board of Education and Mark Twain School, c/o Harvey Lanier, et al, for conversion of alley to easement in the area of Ethel, Beatrice, Peters and Gleason.

PLEASE EXPEDITE

- ① Ms. Scalus - principal for M. Twain School
- ② ~~no fax machine for communication~~
388 - 0008
- ③ ~~only 2 signatures needed~~
11 - signatures

LED

The Detroit Board of Education & Mark Twain School would like to close the alley behind our homes, on both ends after school hours. This will prevent illegal dumping & automobile traffic(car burning, etc) in the alley & school yard (playground). Gates will be placed at the Peters end & the Gleason end of the alley (locked after school hours).

If you have no Objection to this plan please sign.
Thank you

Ethel Street Sign-In Below:

*Ethel
CDP
not needed*

<u>F. E. Bush</u>	<u>3409 Ethel</u>
<u>Sheraf Clark</u>	<u>3392 Ethel</u>
<u>William Rockmore</u>	<u>3417 Ethel St</u>
<u>Jim P. P.</u>	<u>3427 Ethel St</u>
<u>Jan Stein</u>	<u>3381 Ethel</u>
<u>Paulie Blasingsame</u>	<u>3395 So. Ethel</u>
<u>Gloria Mann</u>	<u>3373 Ethel</u>
<u>Caroline Davis</u>	<u>3367 Ethel</u>
<u>Jessie L. Coates</u>	<u>3353 Ethel</u>
<u>Delores Odom</u>	<u>3433 Ethel</u>
<u>James Hartman</u>	<u>3401 Ethel</u>
<u>Clarence Murdock</u>	<u>3309 Ethel</u>
<u>Pamela Carter</u>	<u>3317 Ethel</u>
<u>Dana Mendenhall</u>	<u>3327 Ethel</u>
<u>E. Thompson</u>	<u>3359 Ethel</u>
<u>Delores Dudley</u>	<u>3387 Ethel</u>

The Detroit Board of Education & Mark Twain School would like to close the alley behind our homes, on both ends after school hours. This will prevent illegal dumping & automobile traffic (car burning, etc) in the alley & school yard (playground). Gates will be placed at the Peters end & the Gleason end of the alley (locked after school hours).

If you have no Objection to this plan please sign.
Thank you

Beatrice Street Sign-In Below:

BEATRICE
EVEN SIDE
(only needed)

<u>Lawrence E. Barnes</u>	<u>3301 ~ Beatrice Det.</u>
<u>Bernard Parker</u>	<u>3319 S Beatrice</u>
<u>Gerald Perkins</u>	<u>3311 BEATRICE ST.</u>
<u>Clinton Marbury</u>	<u>3300 BEATRICE ST.</u>
<u>Charles Houder</u>	<u>3320 Beatrice</u>
<u>William Howell</u>	<u>3330 Beatrice St Det</u>
<u>James R. Edwards</u>	<u>3336 S. Beatrice</u>
<u>Margie Kelley</u>	<u>3344 S Beatrice</u>
<u>Bill Henry</u>	<u>3352 BEATRICE</u>
<u>C. Horne</u>	<u>3369 Beatrice</u>
<u>ARTHUR STARGELL</u>	<u>3384 BEATRICE ST</u>
<u>Jim Johnson</u>	<u>3400 Beatrice st</u>
<u>William Johnson</u>	<u>3416 Beatrice</u>
<u>Michael Johnson</u>	<u>3426 S Beatrice</u>
<u>Resie Leonard</u>	<u>3454 S Beatrice</u>
<u>Barbara Tiley</u>	<u>3425 S Beatrice</u>
<u>Carolyn Beshaw</u>	<u>3411 S. Beatrice</u>

The Detroit Board of Education & Mark Twain School would like to close the alley behind our homes, on both ends after school hours. This will prevent illegal dumping & automobile traffic (car burning, etc) in the alley & school yard (playground). Gates will be placed at the Peters end & the Gleason end of the alley (locked after school hours).

If you have no Objection to this plan please sign.
Thank you

Beatrice Street Sign-In Below:

<u>Marion Hogan</u>	<u>3391 So Beatrice</u>	
<u>Marion Thomas</u>	<u>3369 Beatrice</u>	
<u>J. Ward M. Foye</u>	<u>3361 Beatrice</u>	
<u>Delores Halguld</u>	<u>3325 Beatrice</u>	
<u>Janice Thompson</u>	<u>3231 Beatrice</u>	7
<u>Eunice Perkins</u>	<u>3310 Beatrice</u>	6
<u>Kirk Stone</u>	<u>3368 Beatrice</u>	2
<u>Mattie Calland</u>	<u>3394 Beatrice</u>	2
<u>Hellie Jites</u>	<u>3376 Beatrice</u>	6
<u>Genevieve Jones</u>	<u>3382 Beatrice</u>	7
<u>Nirida Nelson</u>	<u>3347 Beatrice</u>	0
<u>Bobby Stallworth</u>	<u>3397 Beatrice</u>	
<u>Genevieve Jones</u>	<u>3303 Ethel</u>	
<u>Nancy Mendel</u>	<u>3327 Ethel</u>	
<u>_____</u>	<u>_____</u>	
<u>_____</u>	<u>_____</u>	
<u>_____</u>	<u>_____</u>	

Saturday
--17-1999

The Detroit Board of Education & Mark Twain School would like to close the **alley** behind our homes, on both ends after **school hours**. This will prevent **illegal dumping & automobile traffic (car burning, etc)**. in the alley & school yard (playground). Gates will be placed at the **Peters end** & the **Gleason end** of the alley (**locked after school hours**).

If you have no Objection to this plan please sign . .
Thankyou.

ETHEL ST Signature Below:

~~3337 Mr. & Mrs. C. Limer~~

3302 1 William Marshall Higley

10. Mrs. Helen B 368

3310 2 Fred Sanders

11. Joseph White 3376

3318 3 Harry C. Lewis

12. Robert D. McGee 384

3324 4 Arthur Lewis

13. Crystal Clark 3400
Deborah Clark

3330 5 Eddie J. Brown

14. Crystal Clark 3392

3336 6 Walt Gabe

15. Eric Whitehead 3406

3344 7 Melvin Jimmons

16. Garrison McCalister 3414

3352 8 Harvey Louise

17. Patricia Warren 3422

3360 9 General Baker

18. Australia Loggins 3428

ETHEL ST.

no # of lines needed

PETITION FOR CONVERSION OF ALLEY EASEMENT
Detroit, MI

Date JUNE 8, 1999

TO THE HONORABLE CITY COUNCIL:

Gentlemen: We, the undersigned owners of the property abutting the alley:

PETERS AND GLEASON (ETHEL RESIDENTS)

Location of Alley

do respectfully petition your Honorable Body to vacate said alley and convert same into a public easement.

Further, the undersigned representing not less than two-thirds (66-2/3%) ownership of property abutting said alley hereby agree that all existing utilities in said alley are to remain in their present location, and that if at any time in the future a request is made to remove or relocate any existing poles or other utilities in the easement, the property owners making such request and upon whose property the pole or other utilities are located will pay all costs incurred in such removal or relocation unless such charges are waived by the utility owners.

We do further agree that no buildings or structures of any nature whatsoever (except necessary line fences) shall be built upon the easement or any part thereof, so that said easement shall be forever accessible for maintenance of utilities.

SPONSORING PETITIONER HARVEY LANIER 3352 ETHEL 389-1708
(Name) (Address) (Phone No.)

MS scales

Lot No.	Signature of Deed Holder	Signature of Wife or Other Co-Owner	Address	Date
	<i>See attached petition with original signatures</i>			

June 2, 2000

Honorable City Council:

RE: Petition No. 1624 – The Detroit Board of Education and the Mark Twain School, c/o Harvey Lanier, et al, , request for conversion of alley to easement in the area of Ethel, Beatrice, Peters and Gleason.

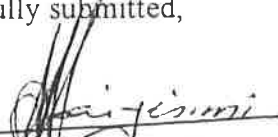
Petition No. 1624 of “The Detroit Board of Education and the Mark Twain School, c/o Harvey Lanier, et al,” at 3352 Ethel Ave, Detroit, Michigan 48217 request the conversion of the two (2) north-south public alley(s), 20.00 feet wide, in the area bounded by Beatrice Avenue, 55 feet wide, Ethel Avenue, 50 feet wide, Peters Street, 50 feet wide, and Gleason Avenue, 50 feet wide, into private easement(s) for public utilities.

The request was approved by the Solid Waste Division – DPW, and the Traffic Engineering Division – DPW. The petition was referred to the City Engineering Division – DPW for investigation (utility review) and report. This is our report.

All City departments and privately owned utility companies have reported no objections to the conversion of public rights-of-way into a private easement for public utilities. Provisions protecting utility installations are part of the resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,


Sunday Jayesimi, City Engineer
City Engineering Division – DPW

JDF: jdf

cc: Stephanie R. Green, Interim Director – DPW
Gerarda McCarthy, Mayor’s Office

BY COUNCIL MEMBER: _____

RESOLVED: All of the north-south public alley, 20 feet wide, in the block bounded by Beatrice Avenue, 55 feet wide, (vacated) Deacon Avenue, 50 feet wide, Peters Avenue, 50 feet wide and Gleason Avenue, 50 feet wide, lying easterly of and abutting the east line of Lots 1238 – 1256, both inclusive, and lying westerly of and abutting the west line of Lots 1257 – 1275, both inclusive, as platted in “Marion Park No.4”, being a subdivision of part of P.C. 669, City of Detroit, Wayne County, Michigan, as recorded in Liber 55, Page 100, Plats, Wayne County Records; Also, all of the north-south public alley, 20 feet wide, in the block bounded by Ethel Avenue, 55 feet wide, (vacated) Deacon Avenue, 50 feet wide, Peters Avenue, 50 feet wide and Gleason Avenue, 50 feet wide, lying easterly of and abutting the east line of Lots 1348 – 1366, both inclusive, as platted in “Marion Park No.4”, being a subdivision of part of P.C. 669, City of Detroit, Wayne County, Michigan, as recorded in Liber 55, Page 100, Plats, Wayne County Records, and lying westerly of and abutting the west line of Lots 154 – 173, both inclusive, as platted in “T.H. Welch’s Oakwood Hill Sub’n” of part of P.C. 75, lying south of Visger Road, Village of Oakwood (now Detroit), Ecorse Twp., Wayne County, Michigan, as recorded in Liber 39, Page 92, Plats, Wayne County Records;

Be and the same is hereby vacated as a public alley(s) and is hereby converted into private easement(s) for public utilities of the full width of the alley(s), which easement(s) 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(s) 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 alley(s) 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(s) for the purpose above set forth,

Second, Said utility easement or right-of-way in and over said vacated alley(s) 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(s) 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 easement(s), 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 alley(s) shall request the removal and/or relocation of any existing poles or other utilities in said easement(s), such owners shall pay all costs incidental to such removal and/or relocation, unless such charges are waived by the utility owners,

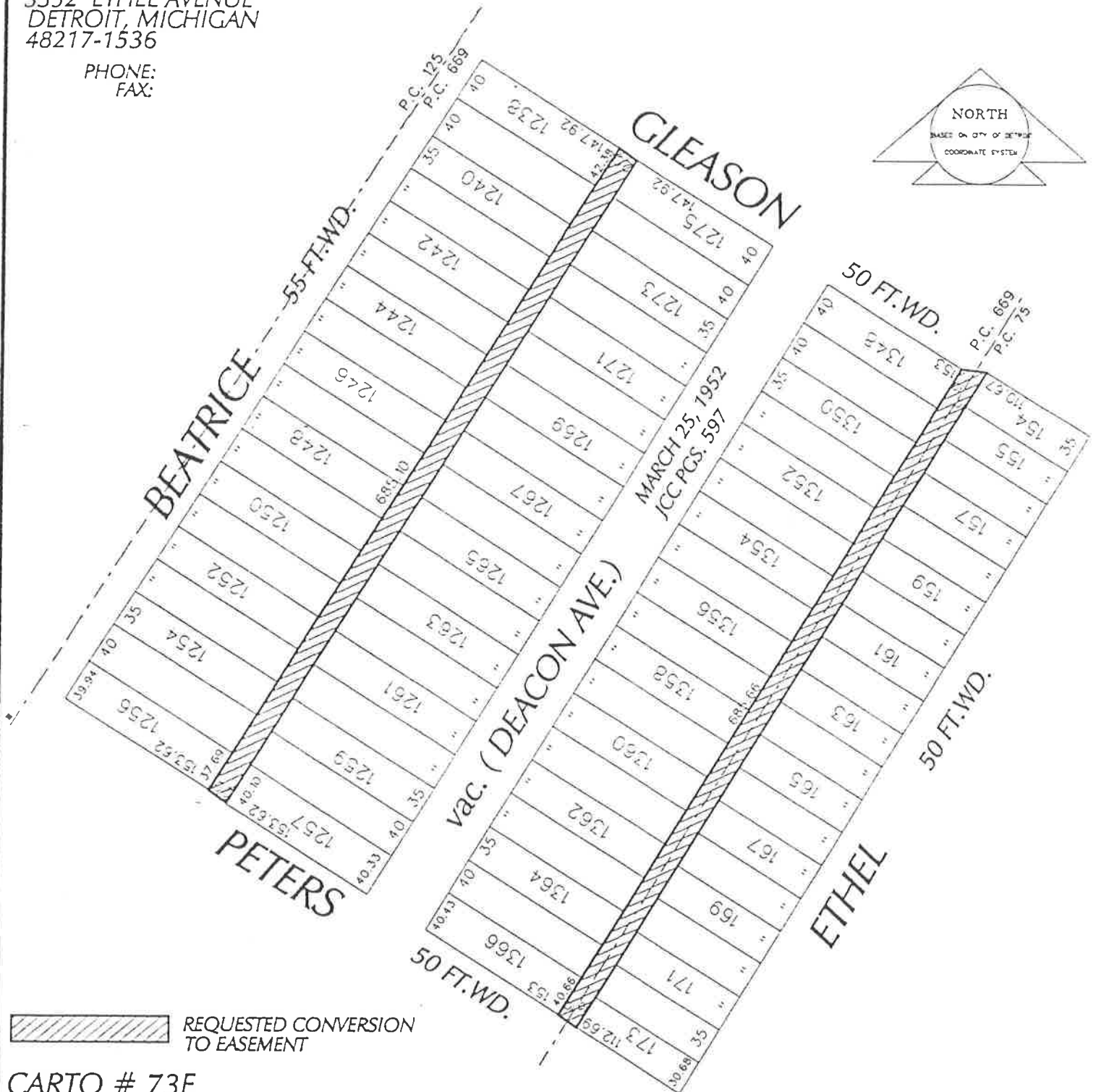
Fifth, That if any utility located in said property shall break or be damaged as a result of any action on the part of said owners or assigns (by way of illustration but not limitation) such as storage of excessive weights of materials or construction not in accordance with Section 3, mentioned above, 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 if it becomes necessary to remove the paved alley return(s) at the entrances (into Gleason and Peters 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 heir 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.

PETITION No. 1624
 DETROIT BOARD OF EDUCATION
 c/o HARVEY LANIER
 3352 ETHEL AVENUE
 DETROIT, MICHIGAN
 48217-1536

PHONE:
 FAX:



 REQUESTED CONVERSION TO EASEMENT

CARTO # 73E
 MARION PARK #4 SUBD. and
 WELCHS T.H. OAKWOOD HILL
 SUBDIVISION

(FOR OFFICE USE ONLY)

SCALE: N.T.S.

B					
A					
DESCRIPTION	DRWN	CHKD	APPD	DATE	
REVISIONS					
DRAWN BY	LGS	CHECKED	JDF		
DATE	7-14-99	APPROVED			

REQUESTED CONVERSION TO EASEMENT OF TWO (2)
 ALLEYS BOTH 20 FT. WD. IN THE BLKS. BOUNDED BY
 PETERS, GLEASON, ETHEL AND BEATRICE.

CITY OF DETROIT
 CITY ENGINEERING DEPARTMENT
 SURVEY BUREAU
 JOB NO. 01-01
 DRWG. NO. X1624.DGN

