

City of Detroit

OFFICE OF THE CITY CLERK

Jackie L. Currie
City Clerk

Vernon C. Allen
Deputy City Clerk

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DEPARTMENTAL REFERENCE COMMUNICATION

January 12, 2000

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.

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/PUBLIC WORKS AND WATER AND SEWERAGE DEPARTMENTS/

2206 Archdiocese of Det., requesting vacation of sewer easement for property located at 17142 Rowe.



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ARCHDIOCESE OF DETROIT

1234 WASHINGTON BLVD.

DETROIT, MICHIGAN 48226

December 17, 1999

Detroit City Council
Attention: Jackie L. Currie, City Clerk
13th Floor
Coleman A. Young Municipal Center
Detroit, MI 48226

Re: Request to Vacate Sewer Easement/City Engineering Map No. 60F
Our Lady of Good Counsel Catholic Church
17142 Rowe Street
Detroit, MI 48205

Dear Council Members:

I am the fee-simple owner of the subject property, and hereby petition you to vacate the existing easement for sewerage over and across the private property located at 17142 Rowe. The said easement was retained by the Detroit Common Council at its October 19, 1943, meeting (JCC page 2718, a copy of which is enclosed).

This request is brought in order to clarify existing City records, and, with properly prepared and permitted construction documents, to allow the construction of a 1200 square foot addition to be built on the ease side of the existing Church.

In addition, we seek permission to encroach into a sewer easement retained by Common Council at its November 16, 1935, meeting (a copy of which is enclosed).

Thanking you for your attention to this request, I am

Sincerely yours,

+ *Adam J. Cardinal Maida*

Adam J. Cardinal Maida
Archbishop of Detroit

Enclosures

cc: Reverend Andrew Tomasco, Pastor
Our Lady of Good Counsel Catholic Church
Mr. Donald J. Scheible, R.A., Director
Archdiocesan Buildings
Mr. Francis Kurrie
Currie Construction Co.

and M. C. R. R. connected with and to be maintained on the east side of the Michigan Central Railroad, according to blue print submitted to and approved by said department.

Provided, That said spur track is maintained in accordance with the terms and provisions of the Compiled Ordinances of the City of Detroit for the year 1936, as amended, and under the supervision and inspection of the Department of Public Works, and further

Provided, That this resolution is revocable at the will, whim or caprice of the Common Council, and grantees hereby expressly waives any right to claim damages or compensation for property constructed and/or maintained hereunder or for the removal of same, and further, that grantee acquires no implied or other privileges hereunder not expressly stated herein.

Adopted as follows:

Yeas—Councilmen Cody, Comstock, Derais, Edwards, Garlick, Rogell, Sweeny, Van Antwerp, and the President—9

Nays—None

Taxes

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole were referred petitions of Theodore M. Barbone (59211), Max Blotner (5564), Brothers Mfg. Co. (5923), E. P. Burnside (5735), Mary M. Croushore (5132), Edward Davis (5821), Jos. M. Grace (5579), Great Lakes College, Inc. (5934), Mrs. Louis Kozak (5352), Nuodex Products Co., Inc. (4576), Agnes Padrugil (5773), Philadelphia Full Gospel Church (6000), Stanley Plosza (6061), Joseph Shankin (4946), Sportsman Recreation (5950), and Tom's Market (6005), requesting cancellation, reduction or exemption of taxes. After consultation with the Board of Assessors, and careful consideration of the requests, your committee recommends that same be denied.

Respectfully submitted, WM. G. ROGELL, Chairman.

Accepted and adopted.

Vacation of Alley

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Our Lady of Good Counsel Church (4083), for the vacation of alley lying northerly of and parallel to McNichols Road between Annett and Rowe Aves. After consultation with the City Plan Commission, and careful considera-

tion of the request, your committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted, WM. G. ROGELL, Chairman.

By Councilman Rogell:

Resolved, That all of east and west public alley in block bounded by Rowe Avenue, Annett Avenue, McNichols Road and Sauer Avenue lying between the northerly line of Lots 69 to 82 both inclusive and the southerly line of Lots 68, 83, the southerly line of vacated north and south public alley all of Jeremiah Trombley's Gratiot Lawn Sub. or part of Lot 2 and part of Lot 4 of Trombley's Sub. of part of fractional Sec. 11, T. 18, R. 12 E., City of Detroit, Wayne Co., Mich., as recorded in Liber 55 of Plats, Page 42 of Wayne County Records, be and the same is hereby vacated to become part and parcel of the adjoining property.

Provided, Petitioner reimburse the owners to the extent of the value of any utilities now installed in said alley which it may be necessary to abandon due to the closing of said alley or bear the entire expense of relocating or rerouting any public utilities which it may be necessary to relocate or reroute due to the closing of same, and further.

Provided, if at any time in the future it becomes necessary to remove and/or reconstruct existing alley returns on Annett and Rowe Avenues at alley herein vacated either by request of owner or by order of the City, the entire expense of such removal and/or reconstruction shall be borne by petitioner, his successors or assigns in accordance with petitioner's letter on file with the original petition, and further.

Provided, That by reason of the vacation of the above described alley the City of Detroit does not waive any rights to the lateral sewer located therein and at all times shall have the right to enter upon the premises, if found necessary on account of said sewer, to repair same, and provided further that no building or structure shall be constructed over that portion of said sewer lying westerly of the easterly line of vacated north and south alley extended southerly without first submitting all plans of any proposed building or structure to the City Engineer for approval, and further.

Resolved, That upon compliance with the above provisos the City Controller be and he is hereby directed to issue Quit Claim Deed to Edward Mooney, Roman Catholic Archbishop of the Archdiocese of Detroit, as owner in fee of adjoining property.

Adopted as follows:

Yeas—Councilmen Cody, Comstock,

Derais, Edwards, Garlick, Rogell, Sweeny, Van Antwerp, and the President—9

Nays—None.

And the Council then adjourned.

JOHN C. LODGE, President.

THOMAS D. LEADBETTER, City Clerk.

ORDINANCE NO. 292-D

(File in container and make notation at Chapter 44 on page 67)

AN ORDINANCE to amend Chapter 44 of the Compiled Ordinances of the City of Detroit for the year 1936, by adding a new section thereto to be known as Section 3(a).

IT IS HEREBY ORDAINED BY THE PEOPLE OF THE CITY OF DETROIT:

Section 1. That Chapter 44 of the Compiled Ordinances of the City of Detroit for the year 1936 be and the same is hereby amended by adding a new section thereto to be known as Section 3(a), reading as follows:

Sec. 3(a). The Mayor is hereby authorized to suspend or revoke any license heretofore or hereafter issued or to refuse to grant or renew any license to any person, firm or corporation by reason of the violation of any provision of the Federal Emergency Price Control Act of 1942 or any amendments thereto or any regulation or price schedule promulgated pursuant thereto.

Sec. 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 3. This ordinance is hereby declared to be necessary for the preservation of the public peace, health and safety and is hereby given immediate effect.

Approved October 27, 1942.

EDWARD J. JEFFRIES, JR., Mayor.

Attest: THOMAS D. LEADBETTER, City Clerk.

The above ordinance will take effect on the 28th day of October, 1942.

THOMAS D. LEADBETTER, City Clerk.

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Attest: THOMAS City C The ab effect on : 1942. THO

