

City of Detroit  
OFFICE OF THE CITY CLERK

Janice M. Winfrey  
City Clerk

Vivian A. Hudson  
Deputy City Clerk

**DEPARTMENTAL REFERENCE COMMUNICATION**

*Wednesday, February 09, 2011*

*To: The Department or Commission Listed Below*

*From: Janice M. Winfrey, Detroit City Clerk*

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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 four (4) weeks.

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POLICE DEPARTMENT    DPW - CITY ENGINEERING DIVISION  
PLANNING AND DEVELOPMENT DEPARTMENT

**807**    *Crystal Curry, requesting permanent closure of alley along property located at 18031 Dequindre; to alleviate illegal activities.*

807

10037004  
pg. 1

To: The Honorable City Council

I would like to have the alley on side of my home declared a Dead Alley. People are illegally dumping, walking through using the bathroom and other illegal activities. My home was broken into twice using the alley to park in because its located next to my side door. I'm a Single Mom with twins in College and a young daughter at home. For our Safety i just wanted to close/fence alley off from my backyard fence to Dequindre so no one will be able to have access to my home. Please declare it a Dead Alley for Safety & Cleanliness purposes.

Thank You!!

CRYSTAL CURRY  
18031 DEQUINDRE  
DETROIT, MICHIGAN  
48234

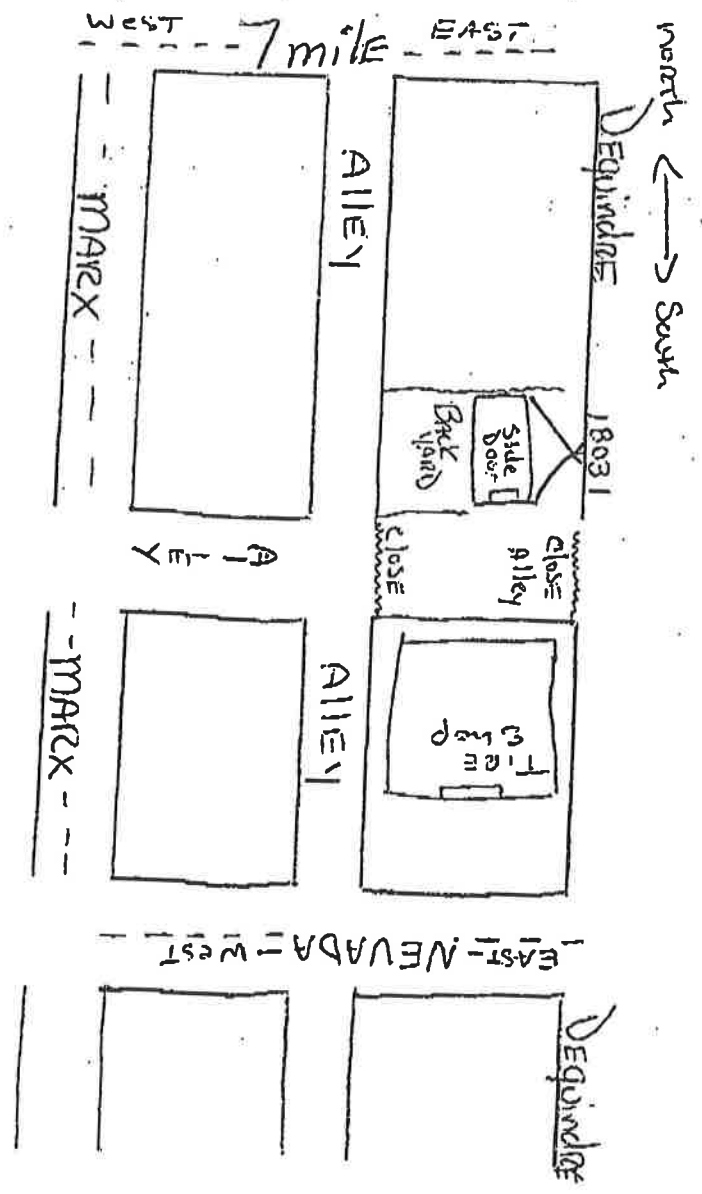
Ms. CURRY

CELL #

(313) 739-0174

2011 JAN 19 A 8:56

DETROIT  
CITY CLERK



CRYSTAL CURRY  
 18031 DEQUINDRE  
 DETROIT, MICHIGAN  
 48234

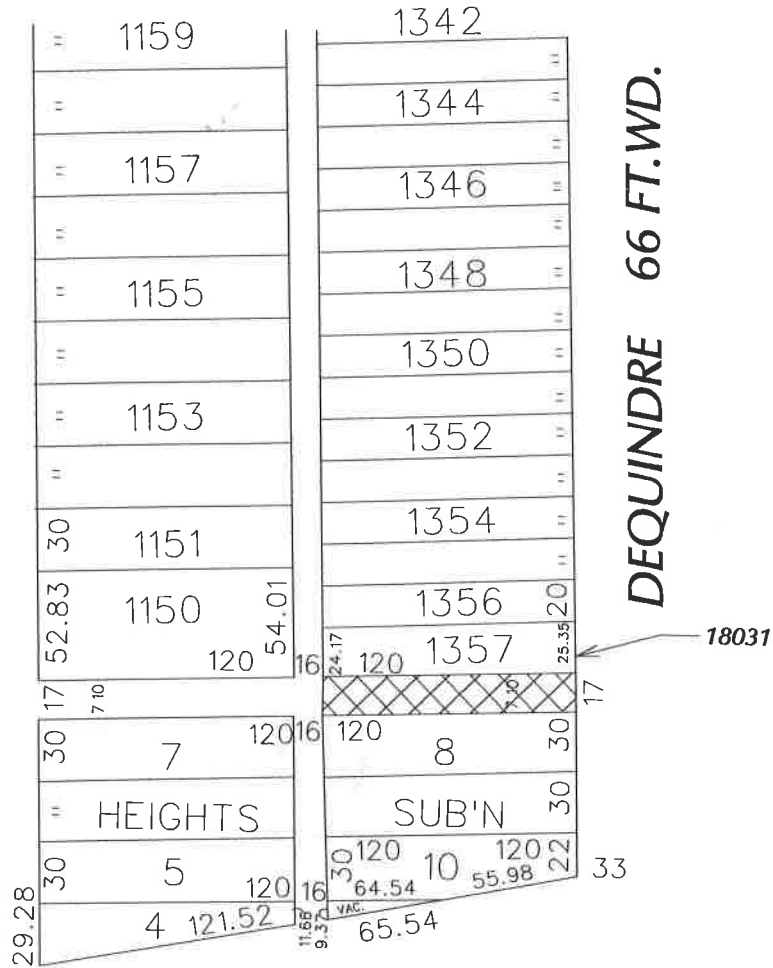
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CRYSTAL CURRY  
 18031 DEQUINDRE  
 DETROIT, MICHIGAN 48234  
 CELL NO.: 313 739 0174



MARX AVE. 75 FT. WD.

DEQUINDRE 66 FT. WD.



NEVADA 70 FT. WD.



- CONVERT TO EASEMENT

(FOR OFFICE USE ONLY)

CARTO 36 A

B A	DESCRIPTION	DRWN	CHKD	APPD	DATE	<b>REQUEST CONVERSION TO EASEMENT          EAST PORTION OF EAST/WEST ALLEY          IN AREA BOUND BY          NEVADA, MARX, E. GRIXDALE          AND DEQUINDRE</b>	<b>CITY OF DETROIT          CITY ENGINEERING DEPARTMENT          SURVEY BUREAU</b>		
	REVISIONS								
DRWN BY	KSM							CHECKED	JOB NO. 01-01
DATE	3-29-11							APPROVED	DRWG. NO. X807.dgn



January 13, 2012

Honorable City Council:

RE: Petition No. 807 – Crystal Curry, requesting permanent closure of alley along property located at 18031 Dequindre.

Petition No. 807 of “Crystal Curry”, request to the conversion of the easterly portion of the east – west alley, 17.00 feet wide, in the area North of Nevada Avenue, 70 feet wide, and between Marx Avenue, 75 feet wide, and Drequindre Avenue, 66 feet wide, into an easement for public utilities. This closure will provide better security, stop of illegal dumping, and unwanted traffic in said alley.

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 the public rights-of-way into private easement for the public utilities. Provisions protecting utility installations are part of this resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,

Richard Doherty, Head Engineer  
City Engineering Division – DPW

NRP/

Cc: Ron Brundidge, Director – DPW  
Mayor’s Office – City Council Liaison

BY COUNCIL MEMBER \_\_\_\_\_

RESOLVED, All that part of the East – West public alley, 17.00 feet wide, in the area of North of Nevada Avenue, 70 feet wide, and between Marx Avenue, 75 feet wide, and Drequindre Avenue, 66 feet wide, lying Southerly of and abutting the South line of Lot 1357 of the “Cadillac Height’s Subdivision” of Northeast  $\frac{1}{4}$  of Section 12, T.1S.R.11E., Greenfield Township (now City of Detroit) Wayne County, Michigan as recorded in Liber 33, Page 81, Plats, Wayne County Records; and lying Northerly of and abutting the North line of Lot 8 of the “Leland Height’s Subdivision” of the easterly 492 feet of the Southeast  $\frac{1}{4}$  of Section 12 T.1S.R.11E., Greenfield Township (now City of Detroit) Wayne County, Michigan as recorded in Liber 35, Page 14, Plats, Wayne County Records;

Be and the same is hereby vacated as a public alley and is hereby converted into a private easement for public utilities of the full width of the alley, which easement 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 and by their heirs, executors, administrators and assigns, forever to wit:

Provided, that an easement, the full width of the existing right-of-way, is reserved for the Detroit Water and Sewerage Department for the purpose of installing, maintaining, repairing, removing, or replacing any sewers, water mains, fire hydrants and appurtenances, with the right of ingress and egress at any time to, and over said easements for the purpose above set forth; and be it further

Provided, that free and easy access to the sewers, water mains, fire hydrants and appurtenances within the easements is required for Detroit Water and Sewerage Department equipment, including the use of backhoes, bull dozers, cranes or pipe trucks, and other heavy construction equipment, as necessary for the alteration or repair of the sewer or water main facilities; and be it further

Provided, that the Detroit Water and Sewerage Department retains the right to install suitable permanent main location guide post over its water mains at reasonable intervals and at points deflection; and be it further

Provided, that said owners of the adjoining property, for themselves, their heirs and assigns, agree that no building or structure of any nature whatsoever, including fences, porches, patios, balconies, etc., shall be built upon or over said easements, or that no grade changes or storage of materials shall be made within said easements without prior written approval and agreement with the Detroit Water and Sewerage Department; and be it further

Provided, that if any time in the future, the owners of any lots abutting on said alley shall request the removal and/or relocation of the aforementioned utilities in said easements, such owners shall pay all costs incident to such removal and/or relocation. It is further provided that if sewers, water mains, and/or appurtenances in said easements shall break or be damaged as a result of any action on the part of the owner, or assigns, then in such event, the owner or assigns shall be liable for all costs incident to the repair of such broken or damaged sewers and water mains, and shall also be liable for all claims for damages resulting from his action; and be it further

First, said owners hereby grant to and for the use of the public easement or right-of-way over said vacated public alley 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 alley 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 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 easements, 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 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,

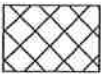
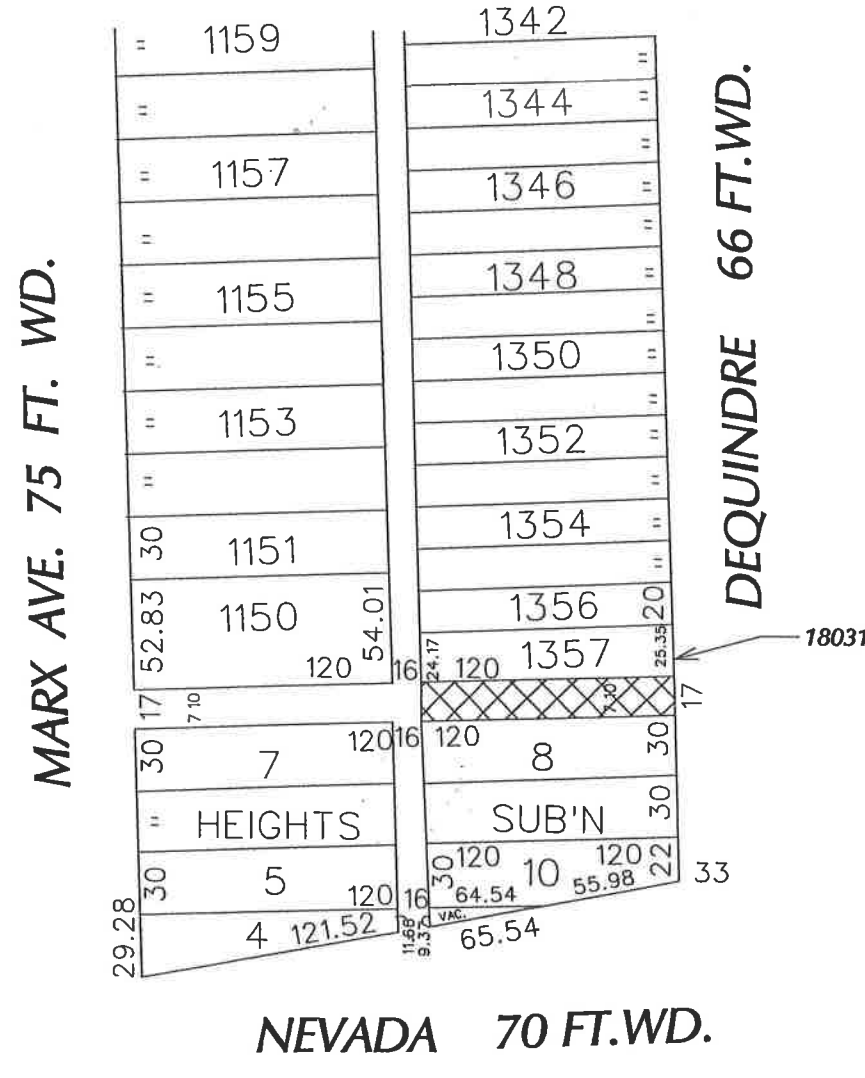
Fifth, That if any utility located in said property shall break or be damaged as a result of any action on the part of said owners or assigns (by way of illustration but not limitation) such as storage of excessive weights of materials or construction not in accordance with Section 3, mentioned above,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



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 CRYSTAL CURRY  
 18031 DEQUINDRE  
 DETROIT, MICHIGAN 48234  
 CELL NO.: 313 739 0174



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 EAST PORTION OF EAST/WEST ALLEY  
 IN AREA BOUND BY  
 NEVADA, MARX, E. GRIXDALE  
 AND DEQUINDRE**

**CITY OF DETROIT**  
 CITY ENGINEERING DEPARTMENT  
 SURVEY BUREAU

JOB NO. 01-01

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