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STATE OF MICHIGAN) ss. SHORT FORM - TRUE COPY CERTIFICATE
CITY OF DETROIT)

I, JAMES H. BRADLEY, CITY CLERK of the City of Detroit, do hereby
certify that the annexed paper is a True Copy of a Resolution
adopted by the City Council on September 14th, 1988
and approved by the Mayor on September 27th, 1988
as appears from the Journal of said City Council, on file in my office.

IN WITNESS WHEREOF, I Have hereunto
set my hand and affixed the Corporate
Seal of said City, at Detroit, on

October 19th, 1988

James H. Bradley
City Clerk

PEZZANI & REID EQUIPMENT CO., INC.
1/4 JAMES G. SKALA
PHONE: 854-4000

PC. 77
PC. 78
FISHER FREEWAY
W. GRAND BLVD.
FORT ST. WEST

REQUESTED CONVERSION TO EASEMENT

A. CAMPAU FARM SUBN

CARTO. NO. 18-D
SCALE: 1"= 100'

REVISIONS	DESCRIPTION	DRAWN	CHECKED	APPROVED	DATE
1	REQUESTED CONV. TO EASEMENT OF VINEWOOD AVE. BTWN. FORT ST. & FISHER FREEWAY SERVICE DR., ALSO A PORTION OF THE E/W ALLEY, 20 FT. WIDE, IN THE BLK. BND. BY VINEWOOD, W. GRAND BLVD., FORT & FISHER FREEWAY.				

CITY OF DETROIT
CITY ENGINEERING DEPARTMENT
JOB NO. 01-01
DRAWING NO. X-1682
DATE 2/16/88

City Engineering Department
August 15, 1988
Honorable City Council
Re: Petition No. 1682, Pezzani and Reid Equipment Company Conversion to easement of Vinewood Avenue, West Fort Street and the Fisher Freeway, also part of the east-west public alley in the block bounded by Vinewood, W. Grand Blvd., W. Fort and the Fisher Freeway.

Petition No. 1682 of Pezzani and Reid Equipment Company requests the conversion of Vinewood Avenue, 60 feet wide, between West Fort Street and the Fisher Freeway, also the conversion of portion of the east-west public alley, 20 feet wide, in the block bounded by Vinewood Avenue, West Grand Boulevard, West Fort Street, and the Fisher Freeway into easements for public utilities. The requested conversions into public utility easements were approved by the Community and Economic Development Department. The petition was referred to in the City Engineering Department for investigation and report. This is our report.

The City owns the public alley in fee. Therefore, the Finance Director must execute a quit-claim deed to transfer converted public alley right-of-way to Pezzani and Reid Equipment Company. The petitioner plans to use the paved street return entrances and request such remain in their present status. The petitioner shall pay all incidental removal costs whenever discontinuance of use makes removal necessary. City departments and privately-owned utility companies have reported no objection to the conversion of public rights-of-way into utility easements. Provisions protecting utility installations are part of the resolution.

The adoption of the attached resolution is recommended.

Respectfully submitted,
CLYDE R. HOPKINS
Director

By Council Member Kelley:

Resolved, All that part of Vinewood Avenue, 60 feet wide, lying between and abutting the southerly line of the Fisher Freeway and the northerly line of West Fort Street (100 feet wide) having been platted in the Plat of Subdivision of Private Claim 78, known as the "Campa Farm", between Fort Street and the Michigan Central Railroad in the Township of Springwells, City of Detroit, Wayne County, Michigan, as recorded in Liber 64, Page 1, Deeds, Wayne County Records, also all that part of the east-west public alley, 20 feet wide, in the block bounded by Vinewood Avenue, West Grand Boulevard, West Fort Street and the Fisher Freeway being a part of Lot B of "Plat of Subdivision of Private Claim 78, Estate of Pezzani and Reid Equipment Company", as recorded on February 26, 1987 in Liber 124, Page 37, Deeds, Wayne County Records, as amended to the City of Detroit on June 23, 1986 (L.C.C. page 552), said portion of east-west public alley being more particularly described as follows: All that part of Private Claim 78, commencing at the northeast corner of Vinewood Avenue (60 feet wide) and West Fort Street (100 feet wide) thence N. 27° 43' W., 170.60 feet to a point on the east line of said Vinewood Avenue said point also being the point of beginning; thence N. 62° 17' E., 150.00 feet thence S. 27° 43' W., 20.00 feet thence S. 62° 17' W., 150.00 feet thence S. 27° 43' E., 20.00 feet to the point of beginning; and the same are hereby vacated as a public street and alley and are hereby converted into a public easement of the full width of the street and alley, which easement shall be subject to the following covenants and agreements, which shall be observed by the owners of the lots abutting on said street and alley and by their heirs, executors, administrators and assigns, forever to wit:

FIRST, said owners hereby grant to and for the use of the public in easement or right-of-way over said vacated public street and 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 street or 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 street and 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.

THIRD, said owners for their heirs further agree that no buildings or structures of any nature whatsoever including, but not limited to, concrete slabs or driveways, retaining or partition walls (except necessary line fence) shall be built or placed upon said easement, nor change of surface grade made, without prior approval of the City Engineering Department.

FOURTH, that if the owners of any lots abutting on said vacated street and 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

PROVIDED, That if it becomes necessary to remove the paved street returns at the entrances, such removal and construction of new curbs and sidewalks shall be done under City permit and inspection according to City Engineering Department specifications, with all costs borne by the petitioner, their heirs or assigns.

PROVIDED FURTHER, That a certified copy of this resolution shall be recorded with the Wayne County Register of Deeds. The Petitioner shall pay all incidental recording costs; and be it further

RESOLVED, The Finance Director is hereby directed to execute a quit-claim deed to transfer the following converted public right-of-way to Pezzani and Reid Equipment Company:

"All that part of the east-west public alley, 20 feet wide, in the block bounded by Vinewood Avenue, West Grand Boulevard, West Fort Street, and the Fisher Freeway being a part of Lot B of "Plat of Subdivision of Private Claim 78, Estate of Pezzani and Reid Equipment Company", as recorded on February 26, 1987 in Liber 124, Page 37, Deeds, Wayne County Records, said portion of east-west public alley being more particularly described as follows: All that part of Private Claim 78, commencing at the northeast corner of Vinewood Avenue (60 feet wide) and West Fort Street (100 feet wide) thence N. 27° 43' W., 170.60 feet to a point on the east line of said Vinewood Avenue (said point also being the point of beginning) thence N. 62° 17' E., 150.00 feet thence S. 27° 43' W., 20.00 feet thence S. 62° 17' W., 150.00 feet thence S. 27° 43' E., 20.00 feet to the point of beginning.

Adopted as follows:
Yeas — Council Members Collins, Eberhard, Kelley, Mahaffey, Peoples, Ravitz, and President Pro Tem Hood — 7
Nays — None

LI 23931
PA 342
REV. 10-20-88
① 10665
② 8244

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