

May 8

be 36 ft. high, by 8 ft. wide, supported by 6 in. I-beams, at 9115 Grand River ave., said signs to read "KELLY'S."

Provided, Petitioner properly protects any high tension wires which may be interfered with by the erection of said sign.

Provided, That said work shall be performed under the supervision of the Department of Buildings and Safety Engineering and in accordance with plans submitted to and approved by said Department.

Provided, That no rights in the public streets, alleys or other public places shall be considered waived by this permission which is granted expressly on the condition that said sign and all obstructions in connection therewith shall be removed at the expense of the grantee at any time when so directed by the Common Council, and that the public property affected shall be restored to a condition satisfactory to said Department by said grantee at its expense; and further

Provided, That said permit issued by the Department of Buildings and Safety Engineering is granted with the distinct understanding that in the event of the Charter of the City of Detroit being amended in such manner as will provide for the levying of a fee, charge or rental, to be hereafter determined upon, or in the event of an ordinance or resolution being enacted providing for an annual charge or rental for the occupancy of public streets, alleys or other public places, that the grantee will pay said fee, charge or rental provided for in said charter, or ordinance or resolution, and that said grantee does hereby bind himself thereunto and to accept said permit on the conditions hereby imposed, and in the event of the said grantee contesting the validity of said Charter amendment, ordinance or resolution or of said fee, charge or rental, or upon refusal to pay same, this permit shall immediately become void; and further

Provided, This resolution is revocable at the will, whim or caprice of the Common Council and grantee hereby expressly waives any right to claim damages or compensation for property constructed 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 Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President—8.

Nays—None.

#### Temporary Buildings

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition

of Edward Lublin (2024), to erect and maintain a temporary fruit stand on the north side of Harper ave. between Seminole and Iroquois aves. After consultation with the Department of Buildings and Safety Engineering, and consideration of the request, your committee recommends that same be denied.

Respectfully submitted,  
PHILIP A. CALLAHAN,  
Chairman.

Accepted and adopted.

#### Widening Beland Ave.

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of Mt. Elliott Cemetery (2092), submitting a deed covering land dedicated for the widening of Beland ave. between Six Mile Road and Greiner ave., and objecting to the wording of committee report adopted November 22, 1927, reading "The association is also willing to bear its portion of the expense of paving and other improvements." Inasmuch as it was understood at previous hearing that petitioner was willing to bear its portion of the expense of paving, and that sidewalks, sewers, etc., would not be required, your committee believes that the words "and other improvements" should be omitted. We therefore recommend that action of November 22, 1927, (J. C. C. p. 3265-6), be rescinded, that the deed be accepted, and that the Department of Public Works be instructed to move the fence back to the new line of the street. We therefore offer the following resolutions.

Respectfully submitted,  
PHILIP A. CALLAHAN,  
Chairman.

By Councilman Callahan:

Resolved, That report and resolution adopted November 22, 1927 (J. C. C. p. 3265-6), relative to the widening of Beland ave. between the Six Mile Road and Greiner ave. be and the same is hereby rescinded.

Adopted as follows:

Yeas—Councilmen Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President—8.

Nays—None.

By Councilman Callahan:

Resolved, That quit-claim deed of Mt. Elliott Cemetery to the City of Detroit covering property dedicated for street purposes, described as "the easterly 30 ft. of the W. ½ of the S. E. ¼ of Sec. 10, T. 1 S. R. 12 E., in Detroit, Wayne Co., Mich., said strip extending from the northerly

line of the Six Mile Road to the southerly line of Greiner ave., to be used for street purposes and for the widening of Beland ave., shown upon the plat of Teppert Park Sub. as recorded in Liber 46 of plats, page 83, Wayne County Records," be and the same is hereby accepted, and the City Controller be and he is hereby directed to record said deed in the office of the Register of Deeds for Wayne County, and further

Resolved, That the Department of Public Works be and is hereby authorized and directed to move the fence along the cemetery to the new line of Beland ave. without expense to the cemetery association.

Adopted as follows:

Yeas—Councilmen Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President—8.

Nays—None.

**TUESDAY, MAY 8**

Chairman Castator submitted the following reports of Committee of the Whole for above date, and recommended their adoption:

**Banners**

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of the Detroit Hockey Club (2096), to string a banner across Grand River avenue at McGraw avenue to advertise a benefit to be given May 16th. After consideration of the request, your committee recommends that same be granted, and offers the following resolution.

Respectfully submitted,  
**FRED W. CASTATOR,**  
 Chairman.

By Councilman Castator:

Resolved, That permission be and is hereby granted the Detroit Hockey Club to string a banner across Grand River avenue at McGraw avenue from May 9th to 17th, to advertise a benefit to be given at the Olympia on May 16th.

Provided, Said banner is placed under the supervision of the Public Lighting Commission, and is removed not later than May 17th, 1928.

Adopted as follows:

Yeas—Councilmen Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President—8.

Nays—None.

**Gasoline Pumps**

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred application of

S. J. Garras (3564), for the installation of gasoline pump and tank for the year ending April 30, 1929, on public property at 31 Temple avenue. After consultation with the Department of Public Works, and consideration of the request, your committee recommends that same be denied.

Respectfully submitted,

**FRED W. CASTATOR,**  
 Chairman.

Accepted and adopted.

**Parks and Playgrounds**

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of the Church of the Guardian Angels (1908), offering to dedicate property at Kelly and Moran Roads for recreation purposes. Your committee is advised by the Commissioner of Recreation that this community is not developed, that there are only a few houses within three-quarters of a mile, and that a great deal of grading and cutting of brush would be necessary in order to use the property. Your committee therefore recommends that further consideration of the matter be indefinitely postponed.

Respectfully submitted,

**FRED W. CASTATOR,**  
 Chairman.

Accepted and adopted.

**Permits**

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of Richard T. Hurst (2097), to move a dining car lunch room from 2613 to 2904 West Warren ave. After careful consideration of the request, your committee recommends that same be granted, and offers the following resolution.

Respectfully submitted,

**FRED W. CASTATOR,**  
 Chairman.

By Councilman Castator:

Resolved, That the Department of Buildings & Safety Engineering be and is hereby authorized and directed to issue a permit to Richard T. Hurst to move a steel dining car lunch room from 2613 West Warren ave. to 2904 West Warren ave., north side, between Lawton and Maybury Grand aves., same to be placed on private property.

Provided, This resolution is revocable at the will, whim or caprice of the Common Council, and grantee acquires no implied or other privileges hereunder not expressly stated herein.