

October 9

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.

## TUESDAY, OCTOBER 9

Chairman Ewald 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 the petition of Richards-Oakland Co. (5368) for permission to suspend banners at the following locations, said banners announcing a new General Motors car, the new Oakland All American, and to be in place at the locations granted from October 13th to 27th, inclusive:

8323 Van Dyke Ave.  
7748 Grand River.  
10940 Mack.  
12050 Jos. Campau.  
14200 E. Jefferson.  
8057 Gratiot.  
Van Dyke at Gratiot.  
4475 Cass Ave.  
20735 Grand River.  
8340 Michigan.  
Cass Ave., at West Grand Blvd.

Woodward Ave. at Alexandrine.

After a careful consideration of request, your committee recommend that petition be granted for banners at locations named, with the exception of Woodward Ave., at Alexandrine, which is not permitted. We therefore offer the following resolution.

Respectfully submitted,  
ROBT. G. EWALD,  
Chairman.

By Councilman Ewald:

Resolved, That permission be and the same is hereby granted Richards-Oakland Company to suspend banners across the street in front of location listed in the foregoing communication, with the exception of Woodward Avenue, which is not permitted, said banners announcing the arrival of a new car by said concern and to remain in place from October 13th to 27th, inclusive.

Provided said banners are strung under the supervision of the Public Lighting Commission and removed not later than October 29th, 1928.

Adopted as follows:

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

Nays—None.

### Opening of Capitol Ave.

To the Honorable, the Common Council:

Gentlemen—To your committee of the whole was referred the petition of Edgar C. Cox et al (2257), for the opening of Capitol Ave. from Artesian to Southfield Road. After consultation with the City Plan Commission and a careful consideration of the request, your committee recommends that same be granted and offers the following resolution.

Respectfully submitted,  
ROBT. G. EWALD,  
Chairman.

By Councilman Ewald:

Resolved, that the Corporation Counsel be and he is hereby directed to prepare the proper resolution for the opening of Capitol Avenue from Greenview to Artesian Avenue and submit the same to this body for approval.

Also, that the City Election Commission set aside land for the opening of Capitol Avenue, described as follows:

All that part of the S. E.  $\frac{1}{4}$  of Sec. 26, T. 1 S. R. 10 E. described as follows: "beginning at a point on the northerly line of Lashley Cox Land Co., Plymouth and Mill Road subdivision of the south  $\frac{1}{2}$  of the S. E.  $\frac{1}{4}$  of Sec. 26 T. 1 S. R. 10 E. as recorded in Liber 50 page 61 of Plats of Wayne County Records, said point being

distant on a course N. 89 deg. 44 min. W. 33 ft. from the northeasterly corner of said subdivision; thence along the northerly line of said subdivision N. 89 deg. 44 min. W. 513.60 ft. to a point; thence along a line due north 40.00 ft. to a point; thence along a line S. 89 deg. 44 min. E. 513.60 ft. to a point on the westerly line of Southfield Road 66 feet wide; thence along said line due south 40.00 ft. to the place of beginning.

Also, that the Department of Police set aside land for the opening of Capitol Avenue, described as follows:

All that part of the S. E.  $\frac{1}{4}$  Section 26 T. 1 S. R. 10 E. described as follows: "beginning at a point on the northerly line of last mentioned subdivision, said point being distant N. 89 deg. 44 min. W. 546.60 ft. from the northeasterly corner of said subdivision; thence along the northerly line of said subdivision N. 89 deg. 44 min. W. 308.40 ft. to a point; thence along a line due north 40.00 ft. to a point; thence along a line S. 89 deg. 44 min. E. 308.40 ft. to a point thence along a line due south 40.00 ft. to the place of beginning.

Also, that the Public Lighting Commission set aside land for the opening of Capitol Ave., described as follows:

All that part of the S. E.  $\frac{1}{4}$  of Sec. 26 T. 1 S. R. 10 E. described as follows; beginning at a point on the northerly line of last mentioned subdivision, said point being distant N. 89 deg. 44 min. W. 855.00 ft. from the northeasterly corner of said subdivision; thence along the northerly line of said subdivision N. 89 deg. 44 min. W. 300.18 ft. to a point; thence along a line due north 40.00 ft. to a point; thence along a line S. 89 deg. 44 min. E. 300.18 ft. to a point; thence along a line due south 40.00 ft. to the place of beginning.

Also, that the Department of Public Works set aside land for the opening of Capitol Ave., described as follows:

All that part of the S. E.  $\frac{1}{4}$  of Sec. 26, T. 1 S. R. 10 E. described as follows: "beginning at the intersection of the centerline of Greenview Ave. 60 ft. wide with the northerly line of last mentioned subdivision; thence along the center line of Greenview Ave. extended northerly N. 00 deg. 00 min. 10 sec. W. 40.00 ft. to a point, thence along a line S. 89 deg. 44 min. E. 474.60 ft. to a point; thence along a line due south 40.00 ft. to a point on the northerly line of said subdivision; thence along said line N. 89 deg. 44 min. W. 474.60 ft. to the place of beginning.

Adopted as follows:

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

Nays—None.

### Spur Tracks

To the Honorable, the Common Council:

Gentlemen—To your committee of the Whole was referred the petition of Kales Realty Company, Inc. (5411) to install and maintain a spur track across East Woodbridge Street. After consultation with the Department of Public Works and consideration of the request, your committee recommends that same be granted and offers the following resolution.

Respectfully submitted,  
ROBT. G. EWALD,  
Chairman.

By Councilman Ewald:

Resolved, That the Department of Public Works be and is hereby authorized and directed to issue a permit to Kales Realty Company, Inc., to install and maintain a spur track across East Woodbridge Street and to connect with the Grand Trunk Railroad system in accordance with blueprints filed with petition.

Provided, said spurtracks are installed, maintained and operated under the terms and provisions of the Compiled Ordinances of the City of Detroit, and under the supervision of the Department of Public Works, and further

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

Adopted as follows:

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

Nays—None.

### Finance

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred the following communications from various departments requesting the transfer of funds, approval of contracts, vouchers, etc. After consultation with the City Controller and interested department heads, and careful consideration of the requests, your committee recommends that same be granted in accordance with the accompanying resolutions.

Respectfully submitted,  
ROBT. G. EWALD,  
Chairman.

### Controller

(Budget Bureau)

October 5, 1928.

To the Honorable, the Common Council:

Gentlemen—I am returning here-