

parties benefitting therefrom within 60 days after receipt of said tentative rolls, in accordance with Chapter 56, of the Compiled Ordinances of the City of Detroit, for the year 1945, as amended:

In alley bounded by Albert, Grand River and Five Points Aves., and in alley bounded by Chester, Moross, Moon and Canyon Aves.

Adopted as follows:

Yeas—Councilmen Castator, Comstock, McNamara, Oakman, Rogell, and the President—6.

Nays—None.

#### Permits

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Edward S. Kramer (7281), to grade St. John Ave. at the dead-end to Lonyo, by private contract. After consultation with the Dept. of Public Works, and careful consideration of the request, your committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,

CHARLES G. OAKMAN,  
Chairman.

By Councilman Oakman:

Resolved, That the Dept. of Public Works be and it is hereby authorized and directed to issue permit to Edward S. Kramer, to grade by private contract, St. John Ave. at its dead-end to Lonyo.

Provided, The work is performed in accordance with plans and specifications of the City Engineer, and under the Inspection Division of the Dept. of Public Works, and further

Provided, That the entire cost of the improvement shall be borne by petitioner, and further, that grantee shall deposit in advance with the Dept. of Public Works, such amount as that department deems necessary to cover the cost of inspection and other services as shall be required.

Adopted as follows:

Yeas—Councilmen Castator, Comstock, McNamara, Oakman, Rogell, and the President—6.

Nays—None.

#### Permits

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Jos. E. Kelly, et al (7490), to use city property at Gratiot and Warren, for the sale of Christmas trees. After careful consideration of the request, your committee recommends that same be denied.

Respectfully submitted,  
CHARLES G. OAKMAN,  
Chairman.

Accepted and adopted.

#### Permits

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole were referred petitions of Tivoli Brewing Co. (7385), and B. J. Ver Hoven (7367), to install certain utility pipe lines across public alleys. After consultation with the Dept. of Public Works, and careful consideration of the requests, your committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,  
CHARLES G. OAKMAN,  
Chairman.

By Councilman Oakman

Resolved, That the Dept. of Public Works be and it is hereby authorized and directed to issue permits to the following for the purposes shown:

Tivoli Brewing Co., to install underground, four, 2-inch steel pipe oil lines, and a  $\frac{3}{4}$ -inch conduit with two,  $\frac{1}{4}$ -inch copper gauge lines, from fuel oil storage tanks on Lot 158, King's Sub., across the east/west public alley north of Mack Ave., west of Huribut, to new boiler house on the south side of the alley; provided said lines are installed at least 3 ft. below the top grade of the alley.

B. J. Ver Hoven, to install overhead, one, 4-inch steam line, and an 1 $\frac{1}{2}$ -in. underground cold water return line, across the north/south alley rear 13831 Van Dyke, N.W. corner Tumeay, to provide heating facilities for new building; provided the overhead line is installed at least 16 ft. above the top grade of the alley, and the underground line at least 3 ft. below the top alley grade.

Provided, that said work shall be performed under the supervision of the Department of Public Works, and the Dept. of Buildings & Safety Engineering and in accordance with plans submitted to and approved by said departments, and further

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 utility lines 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 Public Works, 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 thereto 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 Castator, Comstock, McNamara, Oakman, Rogell, and the President—6.

Nays—None.

### Zoning

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole were referred the following petitions for changes in zoning district classifications:

Kellogg Chemical Co. (6679), to rezone northwest corner of Vermont and Stanley from R2 to B2.

Nick Toporcian, et al (7196), to rezone the northwest corner of McGraw and Ogden from R2 to B2.

After consultation with the City Plan Commission, and careful consideration of the requests, your committee recommends that same be denied.

Respectfully submitted,

CHARLES G. OAKMAN,

Chairman.

Accepted and adopted.

### Parks and Playgrounds

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole were referred petitions of Catherine Schulze et al (5208), and Fred Schulze and Detroit Bible Institute (5826), to discontinue condemnation proceedings and eliminate property on the east side of Meyers Road between Santa Maria and Santa Clara aves. from the recreational site. After consultation with the Dept. of Parks and Recreation and Board of Education, and careful con-

sideration of the requests, your committee recommends that same be denied.

Respectfully submitted,

CHARLES G. OAKMAN,

Chairman.

Not adopted as follows:

Yeas—Councilmen McNamara, Oakman and the President—3.

Nays—Councilmen Castator, Comstock and Rogell—3.

### MONDAY, NOVEMBER 10

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

#### Building Permits

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole were referred requests for building permits in proposed recreational areas. After consultation with the Dept. of Buildings & Safety Engineering, and the Dept. of Parks & Recreation, and careful consideration of the requests, your committee recommends that same be granted, and offers the following resolution.

Respectfully submitted,

WILLIAM G. ROGELL,

Chairman.

By Councilman Rogell:

Resolved, That the Dept. of Buildings & Safety Engineering be and it is hereby authorized and directed to issue permits to the following persons for the purposes shown:

Mary K. Anleitner (7389), to convert two-story frame single dwelling to a two-family dwelling at 4195 Alter Rd. between Lozier and Wave-ney.

John Lipecki (7390), to install bathrooms on each floor of two-story frame two-family dwelling at 5221 Junction Ave. between Herbert and Devereaux.

Provided, The work is performed under the supervision and inspection of the Dept. of Buildings & Safety Engineering, and in accordance with plans submitted to and approved by that department.

Adopted as follows:

Yeas—Councilmen Castator, Comstock, McNamara, Oakman, Rogell, and the President—6.

Nays—None.

### Deeds

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Robert E. Jacobs (7398), requesting a duplicate deed for portion of alley vacated by resolution of May 12, 1942. After consultation with the City Controller, and careful consideration of the request, your committee recom-