

### Special Assessment Fees

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Ralph Peckham Co. (4938), for refund of fee for sewer connection. After consultation with the Dept. of Public Works, and careful consideration of the request, your committee recommends that same be granted, and offers the following resolution.

Respectfully submitted,

JOHN A. KRONK,  
Chairman.

By Councilman Kronk:

Resolved, That the City Controller be and he is hereby authorized and directed to draw a warrant upon the proper fund in favor of Ralph Peckham Co. in the sum of \$36.00, being refund of special assessment for connection into the Mound Road sewer for property at Davison and Mound Road.

Adopted as follows:

Yeas—Councilmen Connor, Edgcomb, Garlick, Kronk, Miriani, Oakman, Smith and the President—8.

Nays—None.

FRIDAY, APRIL 1, 1949

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

#### Curb Cuts

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Citrin-Kolb Oil Co. (5024), to lower curbing for driveways into new gasoline station at Oakman Blvd. and Woodrow Wilson Ave. 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,

LOUIS C. MIRIANI,  
Chairman.

By Councilman Miriani:

Resolved, That the Dept. of Public Works be and it is hereby authorized and directed to issue permit to the Citrin-Kolb Oil Co., to lower the curbing for driveways into new gasoline station at the S.W. corner of Oakman Blvd. and Woodrow Wilson Ave., as follows:

Two 35 ft. cuts with a 28 ft. island between cuts out of 124 ft. on Woodrow Wilson Ave. A 35 ft. cut and a 30 ft. cut with a 38 ft. island between cuts, out of 120 ft. on Oakman Blvd. Pumps back 13 ft.

Provided, a Detroit Edison Co. pole is relocated on Oakman Blvd., a PLC pole is relocated and two Mich. Consolidated Gas Co. manholes are lowered on Woodrow Wilson, all at petitioner's expense, and further

Provided, petitioner deposits \$405 with said department to pay for future curb replacement, and further

Provided, Ordinance grade is used and all sidewalks are replaced to grade and grantee files a bond in the sum of \$1,000.00 for each drive-in station to guarantee paving of driveways inside of lot lines, and further

Provided, That said work shall be performed under the supervision of the Department of Public Works and in accordance with plans submitted to and approved by said department, 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 curb cuts and driveways, 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 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 Connor, Edgcomb, Garlick, Kronk, Miriani, Oakman, Smith and the President—8.

Nays—None.

#### Encroachments

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole were referred petitions of

Thomas Rinaldi (4848), B. C. Ross and Associates (4939), and Augusta J. Webb (5096), for building encroachments. 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,  
LOUIS C. MIRIANI,  
Chairman.

By Councilman Miriani:

Resolved, That the Dept. of Public Works be and it is hereby authorized and directed to issue permits to the following to encroach beyond the lot line upon public poverty to the extent indicated, and maintain such encroachments during the life of the buildings, at the locations mentioned:

Thomas Rinaldi, to maintain one-story masonry commercial building at 12591 Harper Ave. between Dickerson Ave. and Park Drive, described as Lot 88, exc. Harper Ave. as wd., Barrett & Walsh's Harper Ave. Sub. No. 2, encroaching 0.15 ft. into Harper Ave. for a distance of 20 ft., width of the building.

Dr. B. C. Ross and Associates, to maintain one-story brick commercial building at the northeast corner of Buchanan and Livernois Aves., described as Lots 5 and 6, blk. 86, exc. that pt. taken for widening Livernois, plat of Starks Sub., etc., encroaching into Livernois Ave. 2.00 ft. at the southerly end, tapering down to 1.90 ft. at the northerly end, for a distance of 42.62 ft. width of the building, and encroachment into Buchanan St. of 0.10 ft. for a distance of 63.01 ft. length of the building.

Augusta J. Webb, to install a porcelain enamel store front to existing one-story concrete block building on Lots 51 and 52, at 7429-31 Puritan Ave. between Prairie and San Juan Aves., to encroach approximately 1½ inches into Puritan Ave., for a distance of 40 ft. width of the building.

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

Provided, That at any time said buildings are remodeled, rebuilt or otherwise changed, they are placed on the proper lot lines with no encroachment on public property, and further

Provided, That said buildings shall be maintained under the rules and regulations of the Dept. of Public Works and the Dept. of Buildings & Safety Engineering, and further

Provided, That this resolution is revocable at the will, whim or caprice of the Common Council, and grantees hereby expressly waive any right to claim damages or compensation for

property constructed and maintained hereunder, or for the removal of same and further, that grantees acquire no implied or other privileges hereunder, not expressly stated herein.

Adopted as follows:

Yeas—Councilmen Connor, Edgecomb, Garlick, Kronk, Miriani, Oskman, Smith and the President—8.  
Nays—None.

**Vacation of Alley**

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of the Automotive Rubber Co., Inc. (4362), for the vacation of a portion of the north and south alley west of Epworth and north of Linsdale. After consultation with the City Plan Commission, and inasmuch as all of the abutting owners have not consented to the closing of the alley, your committee recommends that further consideration of the petition be indefinitely postponed.

Respectfully submitted,  
LOUIS C. MIRIANI,  
Chairman.

Accepted and adopted.

**MONDAY, APRIL 4**

Chairman Oakman 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 petitions for building permits in area of proposed housing projects. After consultation with the Dept. of Buildings & Safety Engineering, and the Housing Commission, and careful consideration of the requests, your committee recommends that same be granted, and offers the following resolution.

Respectfully submitted,  
CHARLES G. OAKMAN,  
Chairman.

By Councilman Oakman:

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 mentioned:

James E. Dye (4996), to erect a one-story frame addition, size 12½ ft. by 23 ft. by 22 ft., to existing two-family dwelling at 2165 Clinton St. between St. Aubin and Dubois.

Luciaus Williams (4998), to erect a one-story masonry addition, size 16 ft. 2 ins. by 10 ft. by 12 ft., to existing dry cleaning plant at 4219 Hastings St., between Willis and Canfield.

Provided, The work is performed