

such frame enclosure at any time that it may be so ordered by the Common Council, and they expressly waive any claim for damages arising from their acts in so entering their premises and removing said frame enclosure.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Kronk, Oakman, Rogell, Smith, and the President—8.

Nays—None.

Permits

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of the Michigan Mutual Liability Co. (647), to erect an areaway, marquise, and curb cut for driveway on Elizabeth St. side of new building, and for a tunnel with utility lines across alley from rear of existing building at 28 W. Adams, to new building on Elizabeth St. between Woodward and Park Aves. After consultation with the Dept. of Public Works, and the Dept. of Buildings & Safety Engineering, and careful consideration of the requests, your committee recommends that the request for the areaway be denied, and the remaining requests be granted in accordance with the following resolution.

Respectfully submitted,
EDWARD D. CONNOR,
Chairman.

By Councilman Connor:

Resolved, That the Dept. of Buildings & Safety Engineering, be and it is hereby authorized and directed to issue permit to the Michigan Mutual Liability Co., to erect a fire-proof marquise, to be attached to the building and garages entrances of ten-story building under construction on the south side of Elizabeth St. between Park and Woodward Aves.; said marquise to extend 44 ft. 1 in. along the building and project out 6 ft. 4 ins. from the building line, with the lower edge of marquise 8 ft. 8 ins. above the sidewalk, and further

Resolved, That the Dept. of Public Works be and it is hereby authorized and directed to issue the following permits to said petitioner, the Michigan Mutual Liability Co.:

To construct a tunnel with utility lines such as steam and electric service, etc., across the public alley from rear of existing building at 28 W. Adams Ave. to the new building on the south side of Elizabeth St., provided petitioner shall be responsible for the cost of moving or altering any existing public utilities;

Curb cutting for driveway as follows: To lower 13 ft. of curb at east end and replace 5 ft. of curb at west

end of existing 20 ft. curb cut, resulting in one, 28 ft. curb cut out of 120 ft. on the south side of Elizabeth St. between Woodward and Park Aves.; also 22½ ft. of curb to be replaced at abandoned driveway approximately 43 ft. west of proposed 28 ft. cut. (Commercial driveway; garage), provided ordinance grade is used and all sidewalks are replaced to grade, and further

Provided, That the work in connection with all of the permits above authorized, shall be performed under the supervision of the Dept. of Buildings & Safety Engineering, Dept. of Public Works and the Public Lighting Commission as same concerns each department, 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 marquise, curb cuts and driveway, tunnel and 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 each permit issued by the departments concerned 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 and 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 Beck, Connor,

Garlick, Kronk, Oakman, Rogell,
Smith, and the President—8.
Nays—None.

Permits

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Ver Hoven Chevrolet Co., Inc. (8474), to install a pneumatic tube dispatching system overhead across Van Dyke Ave., south of McNichols Rd. After consultation with the Dept. of Public Works, hearing with petitioner, and careful consideration of the request your committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,
EDWARD D. CONNOR,
Chairman.

By Councilman Connor:

Resolved, That the Dept. of Public Works be and it is hereby authorized and directed to issue permit to Ver Hoven Chevrolet Co., Inc., to install a pneumatic tube dispatching system overhead across Van Dyke, at a height above street grade approved by that department, 160 ft. south of McNichols Rd., connecting property owned by petitioner on the southeast corner with property owned by it on the southwest corner of Van Dyke and McNichols Rd.

Provided, Petitioner files an agreement approved by the Corporation Counsel, saving and protecting the City of Detroit harmless from any and all claims, damages or expenses by reason of the issuance of said permit and providing for the faithful performance by the grantee of the terms hereof, and further

Provided, That said work shall be performed under the supervision of the Department of Public Works, Public Lighting Commission 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 pneumatic tube dispatching system, 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 removal of same, and further, that grantee acquires no implied or other privileges hereunder not expressly stated herein.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Kronk, Oakman, Rogell, Smith, and the President—8.
Nays—None.

Permits

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Arthur Santangelo (680), to maintain a kitchen exhaust duct projecting from the Brush St. wall of restaurant at 362 E. Larned St. After consultation with the Dept. of Buildings & Safety Engineering, and careful consideration of the request, your committee recommends that same be granted for an additional year in accordance with the following resolution.

Respectfully submitted,
EDWARD D. CONNOR,
Chairman.

By Councilman Connor:

Resolved, That the Dept. of Buildings & Safety Engineering be and it is hereby authorized and directed to issue permit to Arthur Santangelo, to maintain, for a period of one year from the date of adoption of this resolution, a 10 in. by 12 in. metal kitchen exhaust duct on the outside wall on the Brush St. side of restaurant at 362 E. Larned St., and used in connection with kitchen exhaust fan; lower edge projecting over city property 13 ft. above the sidewalk, and extending vertically 14½ ft. to an exhaust fan on the roof of the building.

Provided, That same shall be maintained under the direction of the Dept. of Buildings & Safety Engineer-