

previously approved for year 1954, be and the same is hereby approved.

Provided, This resolution is revocable at the will, whim or caprice of the Common Council.

Adopted as follows:

Yeas—Councilmen Connor, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Miriani—7.  
Nays—None.

#### Encroachments

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Dr. N. B. Gitlin (1564), for step encroachment, 20041 W. Eight Mile Rd. 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,  
WM. G. ROGELL, Chairman.

By Councilman Rogell:

Resolved, That the Dept. of Public Works be and it is hereby authorized and directed to issue permit to Dr. Nathan B. Gitlin, to construct a cement step at entrance to building at 20041 W. Eight Mile Rd., to encroach approximately nine inches beyond the property line into public property, for a distance of 9 ft. 8 in. width of step.

Provided, The work is performed under the rules and regulations of the Dept. of Public Works, and the Dept. of Buildings & Safety Engineering, and in accordance with plans submitted to and approved by those departments, and further

Provided, That at any time said building is remodeled, rebuilt or otherwise changed it is placed on the proper lot lines with no encroachment upon public property; and further

Provided, That in the event the Charter of the City of Detroit is 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 an ordinance or resolution is hereafter enacted providing for an annual charge or rental for the occupancy of public streets, alleys or other public places, that the permittee, his or its heirs, successors, assigns and representatives will pay said fee, charge or rental provided for in said Charter, ordinance or resolution, and that in the event the said permittee, his or its heirs, successors, assigns and representatives shall contest the validity of such Charter amendment, ordinance or resolution or of said fee, charge or rental, or upon refusal to pay same, the permit issued as aforesaid shall immediately become null and void and further

Provided, That the permittee, for his or its heirs, successors, assigns

and representatives, shall accept such permit on the conditions hereby imposed, and with the further distinct understanding that the said permittee will assume full responsibility for any and all claims of damages which may arise by reason of the granting of said permit, and that the said permittee will, before the issuance of said permit, indemnify the City of Detroit in one of the following manners:

1. File with the City Controller's Office a surety indemnity bond in the amount of \$5,000.00; or

2. File with the City Controller's Office a public liability insurance policy indemnifying the City of Detroit in the amount of \$5,000.00; or

3. File with the City Controller's Office original agreement signed and acknowledged by all the owners and their spouses, if married, of the premises for which the said permit is granted, and the City of Detroit. The said agreement shall be approved by the Corporation Counsel as to form and execution, and signed by the City Controller on behalf of the City of Detroit, and attested by the City Clerk. The Controller shall record the original agreement in the Register of Deeds' Office for Wayne County, the cost of recording to be paid by the owner of said premises. The said agreement in addition to the conditions herein stated for the granting of the permit, shall describe the premises for which said permit is granted, shall state the liber and page wherein the deed or evidence of title in the owners of said premises is recorded, shall state the liber and page of recorded existing encumbrances on said premises, if any. The agreement shall also state that the aforesaid conditions shall be in effect and binding upon the owner of said premises, his heirs, successors, assigns and representatives during the existence of said encroachment and/or until the City has been fully reimbursed for all damage, etc., sustained by it; and further

Provided, That the Dept. of Public Works shall not issue the permit aforesaid until the said Surety Indemnity Bond, the Public Liability Insurance Policy, or the agreement has been approved by the Corporation Counsel, filed with the City Controller, and recorded.

Adopted as follows:

Yeas—Councilmen Connor, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Miriani—7.

Nays—None.

#### Lease of City-Owned Property

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Detroit International Regatta Assn. (1629), to lease city property at the foot of Parkview Ave. in connection