

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, 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 John G. Boyd Estate, et al, (1733), to maintain building encroachment at 2127 Merrick 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,

BLANCHE PARENT WISE,

Chairman.

By Councilman Wise:

Resolved, That the Dept. of Public Works be and it is hereby authorized and directed to issue permit to the Estate of John G. Boyd, dec., et al, to maintain two-story apartment building on lots 524 and 525, except the Westerly 40 ft. thereof, Plat of part of the Godfroy Farm, etc., at the S.W. corner of Merrick and Wash Aves., encroaching beyond the property line into Merrick Ave., 1.05 ft. on the west end, tapering down to 0.75 ft. on the east end, for a distance of 43 ft. width of the building.

Provided, That same shall be so maintained under the rules and regulations of the Dept. of Public Works, and the Dept. of Buildings and 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.

Permits

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of C. L. Greer (1560), to erect a gospel tent at Canfield and Rivard. After consultation with the Dept. of Police, and careful consideration of the request, your committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,
BLANCHE PARENT WISE,

Chairman.

By Councilman Wise:

Resolved, That the Dept. of Buildings and Safety Engineering, be and it is hereby authorized and directed to issue permit to C. L. Greer, to erect a tent on vacant property at the S.W. corner of Canfield and Rivard Sts., and maintain same during the months of July and August, 1954, for the purpose of holding gospel services.

Provided, Said tent is erected of approved flameproof material, and said flameproofing is maintained at 100 per cent efficiency at all times, and further, that petitioner complies with all other safety requirements as prescribed by the Dept. of Buildings and Safety Engineering and the Fire Marshal, and the work is performed according to plans approved by said departments, and is removed at the expiration of said period, and further

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.

Permits

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of

the J. A. Utley Co. (6751), with request that termination date of temporary closing of north/south alley south of E. Larned between Brush and Beaubien Sts., and equipment therein for their construction project, be extended from July 1st to Oct. 1st, 1954. 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,
BLANCHE PARENT WISE,

Chairman.

By Councilman Wise:

Resolved, That resolution adopted August 18, 1953 (JCC p. 1938), authorizing issuance of permit to the J. A. Utley Co., for the temporary closing of the north/south leg of "L" alley south of E. Larned between Brush and Beaubien, to permit installation of construction tower and hoist, and as a safety precaution during construction work and alterations to existing building, be and the same is hereby amended for the purpose of extending the expiration date of such permission from July 1st until October 1st, 1954, and the Dept. of Public Works is hereby authorized and directed to so extend the permit issued thereunder, provided petitioner shall first have a rider approved by the Corporation Counsel, attached to the \$10,000.00 surety bond on file in the City Controller's office covering the subject matter, extending the expiration date of such surety bond so that same shall be effective as long as said alley is closed and such construction tower and all obstructions in connection therewith remain in or on said public property, and further

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.

MONDAY, JUNE 28, 1954

Chairman Youngblood submitted the following committee reports for above date, and recommended their adoption:

Permits

Honorable Common Council:

Gentlemen—To your Committee of the Whole were referred petitions to rebuild frame garage on easement, maintain display cottage, etc. After consultation with the Dept. of Buildings and Safety Engineering, and careful consideration of the requests, your committee recommends that same be granted in accordance with the following resolutions.

Respectfully submitted,

CHARLES N. YOUNGBLOOD,

Chairman.