

that grantee acquires no implied or other privileges hereunder not expressly stated herein.

Adopted as follows:

Yeas — Councilmen Beck, Connor, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Mirlani—8.

Nays—None.

Encroachments

Honorable Common Council:

Gentlemen—To your Committee of the Whole were referred petitions for encroachments. After investigation by the Dept. of Public Works, and careful consideration of the requests, your committee recommends that they be granted in accordance with the following resolution.

Respectfully submitted,

E. I. VAN ANTWERP, Chairman.

By Councilman Van Antwerp:

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 into public property to the extent indicated at the locations mentioned;

Marc A. Brousseau (1996), to maintain a retaining wall encroachment of approximately one foot for a distance of 112.30 ft. along the Sirron Ave. side of 4930 E. Outer Dr., described as Lot 126, DesGrandchamp's Outer Dr. Sub. No. 1.

Stanley Gac (2229), to install a Perma Stone front on the Mt. Elliott Ave. side of building at the S.E. corner of E. Seven Mile Rd. and known as 6300 E. Seven Mile Rd., described as lots 117 and 118, Livingstone Heights Sub.; said proposed new front to increase the existing encroachment of three inches by an additional two inches, resulting in a total encroachment of five inches beyond the property line into Mt. Elliott for a distance of 100 ft. length of the building.

Irving Greenspan (2230), to maintain building located on Lots 15 and 16, Puritan Heights Sub., known as 16520 Wyoming between Florence and Marygrove, encroaching into Wyoming Ave. 0.15 ft. at the south end of the building and tapering down to 0.05 ft. at the north end, for a distance of 40 ft. width of the building.

Evelyn Ketry (2457), to improve the front of existing building on Lot 103, Hutton and Nall's Highview Park Sub., known at 14530 Mack Ave. between Marlborough and Philip Aves., to encroach 3-4/5 in. beyond the property line into Mack Ave. for a distance of 20 ft. width of the building.

Misag Raisian (2458), to improve the front of existing building on property described as the East 45 ft. of Lot 17 and East 45 ft. of the South-erly 9 ft. of Lot 18, blk. 6, of Bela Hubbard's Sub., known as 3636 Porter

St. between 25th St. and W. Grand Blvd., to encroach 1½ in. beyond the property line into Porter St. at the S.E. corner of the building, tapering to naught as it extends westerly for a distance of approximately 6 ft. Also to maintain an existing encroachment of 0.30 ft. at the N.E. corner of the building, tapering to naught as it extends southerly for a distance of approximately 20 ft. along the alley.

UAW-CIO, Local 49, Social and Welfare Assn. (2336), to install a new brick front to existing building on property described as Lots 745 and 744, Robert Oakman's Twelfth Street Sub., known as 1271 Oakman Blvd., West of 14th St., to encroach 3 in. beyond the property line into Oakman Blvd., for a distance of 20 ft. along the northerly end of the building.

U. S. Window Shade Co. (2459), to install stone facing on existing brick building on Lots 6 and 7, Christy's Sub., at the Northwesterly corner of Gratiot and James St., to encroach approximately 0.15 ft. beyond the property line into James St., for a distance of 115.40 ft. length of the building.

Provided, That same shall be maintained under the rules and regulations of the Dept. of Public Works, and the Dept. of Buildings & Safety Engineering, in accordance with plans submitted to and approved by those departments, and further

Provided, That at any time said buildings, etc., are remodeled, rebuilt or otherwise changed they are 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 this resolution is revocable at the will, whim or caprice of the Common Council, and said permittee hereby expressly waives any right to claim damages or compensation for property constructed and/or maintained hereunder or for the removal of same, and further, that permittee shall acquire no implied or other privileges hereunder not expressly stated herein; 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 Beck, Connor, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Miriani—8.

Nays—None.

Permits

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Mechanized Sweeping Co. (2231), to operate a power sweeper on the sidewalks of Detroit. 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,

E. I. VAN ANTWERP, Chairman.

By Councilman Van Antwerp:

Resolved, That the Dept. of Public Works be and it is hereby authorized and directed to issue permit to Mechanized Sweeping Co., to operate a power sweeping machine on the public sidewalks adjacent to premises of persons or firms where such service of petitioner is engaged in the City of Detroit.

Provided, Petitioner furnishes an approved surety bond in the penal sum of \$5,000.00, saving and protecting the City of Detroit harmless from any and all claims, damages or expenses that may arise by reason of the issuance of said permit and providing for the faithful performance by the grantee of the terms hereof, and files same with the City Controller, and further

Provided, That such sweeping operations are hereby restricted to the hours between 11:00 P.M. and 6:00 A.M. and that same shall be conducted under the rules and regulations of the Dept. of Public Works, and the Deut. of Police, and further

Provided, That this resolution is revocable at the will, whim or caprice of the Common Council, and grantee acquires no implied or other privileges hereunder, not expressly stated herein.

Adopted as follows:

Yeas — Councilmen Beck, Connor, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Miriani—8.

Nays—None.

Permits

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of the Board of Education (2479), to install telephone and fire alarm lines across Clarita at Appleton, for the Larned School. After consultation with the Dept. of Public Works, Fire Commission, and Dept. of Streets & Traffic, and careful consideration of the request, your committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,

E. I. VAN ANTWERP, Chairman.

By Councilman Van Antwerp:

Resolved, That the Dept. of Public Works be and it is hereby authorized