

cation from the Clerk of the Recorder's Court, transmitting verdict rendered by a jury of said court in the matter of the acquisition of land for the widening of E. & W. Alley, located W. of Cicotte Avenue and N. of Barlum Avenue. Your Committee begs to report that we have had the matter under consideration and are satisfied that the property in the vicinity is largely benefited by same and should therefore bear a portion of the expense. The award of the jury was \$1,500.00 and we recommend that 100 per cent or \$1,500.00 be assessed on the local assessment district.

Respectfully submitted,
 EDWARD D. CONNOR,
 Chairman.

By Councilman Connor:

Resolved, That the Common Council of the City of Detroit hereby determines that the sum of \$1,500.00 is a just proportion of the compensation awarded by the jury for the property taken by the City of Detroit for the acquisition of land for the widening of East and West Alley, located West of Cicotte Avenue and North of Barlum Avenue, which should be paid by the owners or occupants of the pieces or parcels of real estate which will thus be benefited by said improvement, which said pieces or parcels of real estate are described in a resolution of the Common Council May 15, 1956, J.C.C. Page 997 wherein the assessment district for this improvement was designated; and be it further

Resolved, That there be assessed and levied upon said pieces or parcels of real estate included in said resolution above referred to, the amount of \$1,500.00 as near as may be, to the advantage which each lot or parcel is deemed to acquire by such improvement; and be it further

Resolved, That the Board of Assessors of the City of Detroit be and they are hereby directed and instructed to proceed forthwith to prepare an assessment roll in conformity with the requirements of the Charter of the City of Detroit relating to special assessments for collecting the expense of public improvements where an alley is widened comprising the property hereinbefore referred to and described in said resolution May 15, 1956, J.C.C. Page 997 upon which they shall assess and levy the amount of \$1,500.00 each lot or parcel to be assessed at a ratable proportion as near as may be of said amount, in accordance with the amount of benefit derived by such improvements; and be it further

Resolved, That said assessments shall be made in two parts which shall become due and payable in 30 days after the publication by the City

Treasurer of the notice of such assessment.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Lincoln, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Mirani—9.

Nays—None.

MONDAY, JANUARY 21

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

Permits

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Edward M. Waxman, et al (11566), to install utility lines across public alley for new motel at the S.E. corner of Michigan and Livernois. After careful consideration of joint report from the Dept. of Public Works, Public Lighting Commission and Dept. of Buildings & Safety Engineering, your committee recommends that the petition 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 Edward M. Waxman, Sam Feldman and Clifford Feldman, owners of property at the southeast corner of Michigan and Livernois Aves., described as Lots 3 to 11, incl., Hesselbacker Sub. (lots 3-6 are separated from lots 7-11 by an east/west public alley upon which a new motel is being constructed consisting of two buildings, each separated by the alley) to install the following utility lines diagonally across said alley at the easterly end of the property to service the motels:

Three 8-in. reinforced concrete pipes at a depth of not more than 4 ft. below the grade of the paved alley to carry two 1¼-in. water lines in one pipe, electric and telephone lines in the second pipe, and three 1½-in. lines for heating and air conditioning in the third pipe.

Provided, The work is performed under the supervision of the Dept. of Public Works, Public Lighting Commission, Dept. of Buildings & Safety Engineering and Board of Water Commissioners as same applies to each department, and in accordance with plans approved by said departments; also that during the construction period, petitioner shall provide traffic safety measure as required by the Dept. of Streets & Traffic, and further

Provided, Petitioner shall first file with the City Controller an approved surety bond in the penal sum of \$10,000.00, 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 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 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 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 Beck, Connor, Lincoln, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Miriani—9.

Nays—None.

Traffic Regulations

Honorable Common Council:

Gentlemen—To your Committee of the Whole were referred petitions for "No Parking" restrictions. After investigation by the Dept. of Streets & Traffic, and careful consideration of the matters, your committee recommends that the petitions be grant-

ed in accordance with the following resolution.

Respectfully submitted,

WM. G. ROGELL, Chairman.

By Councilman Rogell:

Resolved, That the Dept. of Streets & Traffic be and it is hereby authorized and directed to install a "No Parking Across Driveway" sign in front of 1691 Collingwood; (petn. 11235—Bertha E. Dobbs), and further

Resolved, That that part of resolution adopted Nov. 7, 1956 (JCC p. 2390), for removal of the "No Parking" restriction on the east side of Marx between E. Winchester and 289 ft. north thereof, and on the west side of Marx between 343 ft. south of E. Eight Mile Rd. and E. Winchester; be and the same is hereby rescinded, and that the "No Parking" restrictions be retained as presently installed; (11619—Mrs. Paul Krause, et al).

Adopted as follows:

Yeas — Councilmen Beck, Connor, Lincoln, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Miriani—9.

Nays—None.

Sale of City-Owned Property

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Dearborn Excavating Co., Inc. (11571) to purchase city-owned property acquired from the State as scavenger property. After consultation with the Corporation Counsel 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 City Controller be and is hereby authorized and directed to enter into land contract with Dearborn Excavating Co., Inc., a Michigan corporation, for the purchase of "Lots 6, 7 and 8 of Burke and O'Brien's Sub.; also parts of lots 1, 2, 3 and 4 of the above mentioned sub., of the West 1/3 of P.C. 61," said property being located on the east side of South Fort Street between Pleasant Ave. and the Wabash Railroad (Zoned MH), in the amount of \$3,200.00 with \$2,750.00 down and the balance in monthly payments of \$54.50 or more including interest at 5% per annum plus 1/12 taxes monthly. Any assignment of interest in land contract to be approved by the City of Detroit. City to pay all taxes and assessments to date including the 1956 city and county taxes and sale to be completed within 30 days from the date of the adoption of this resolution; and further