

the City of Detroit as obligee therein, conditioned to indemnify and save harmless the City of Detroit from any and all loss or damage, including loss or damage emanating from personal injury and property damage, costs and expenses it may suffer arising during the life of said encroachment by reason of the issuance of said permit. The said document shall be approved by the Corporation Counsel as to form and execution before filing same with the City Controller; and further

Provided, That the permittee shall acquire no implied or other privileges hereunder not expressly stated herein; that no rights in the public streets, alleys or other public property shall be considered waived by this permission, which is granted expressly on the condition that the encroachment hereby permitted shall be removed at the expense of the permittee at any time said structure or installation is remodeled, rebuilt or otherwise changed, so that the street, alley or other public property affected thereby shall remain free of such encroachment; and further

Provided, That said permit shall be issued only after a certified copy of this resolution has been duly recorded in the office of the Wayne County Register of Deeds, by and at the permittee's expense; and further

Provided, That this resolution is revocable at the will, whim or caprice of the Common Council, and that at any time said permit is revoked by the Council the said encroachment shall be removed by the permittee within the time directed, and that upon failure to do so, the Commissioner of the Department of Buildings and Safety Engineering or his agents may enter into and upon the premises and remove at permittee's expense, any part of said structure or installation which encroaches into or upon a street, alley or other public property, and further provided, that the permittee, hereby waives any right to claim damages or compensation from the City of Detroit, or from any official agent thereof, due to the trespass or damage resulting from removing any such encroachment upon a street, alley, or other public property.

Adopted as follows:

Yeas—Councilmen Carey, Connor, Lincoln, Patrick, Rogell, Smith, Van Antwerp, Wise and President Beck—9.
Nays—None.

MONDAY, OCTOBER 19th

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

Encroachments

Honorable Common Council:

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

the Milwaukee Investment Co. (5730), to maintain two fresh air ducts encroaching into alley at 707 W. Milwaukee. 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,
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 the Milwaukee Investment Co., (owner of premises herein described), to maintain building on premises described as Lots 134 to 137, incl., of Leavitt's Sub., commonly known as 707 W. Milwaukee Ave., with two fresh air ducts encroaching beyond the property line into the public alley rear of the building as follows: One duct encroaching 11 in. into the alley and located within the supporting frame of Detroit Edison transformer. The other duct encroaching 15 in. into said alley. Both ducts being approximately 2 ft. above alley grade and extending upward to a height of 15 ft. \$2,000.00 Surety Bond required.

Provided, That same shall be constructed and/or 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 the permittee, for himself, his heirs, legal representatives, successors and assigns shall accept such permit on the conditions hereby imposed, and with the further distinct understanding that during the life of said encroachment the permittee will assume full liability for any and all damages which may be sustained by the City arising by reason of the granting of said permit, and that said permittee will, before the issuance of said permit, file with the City Controller the type of document as above set forth, naming the City of Detroit as obligee therein, conditioned to indemnify and save harmless the City of Detroit from any and all loss or damage, including loss or damage emanating from personal injury and property damage, costs and expenses it may suffer arising during the life of said encroachment by reason of the issuance of said permit. The said document shall be approved by the Corporation Counsel as to form and execution before filing same with the City Controller, and further

Provided, That the permittee shall acquire no implied or other privileges hereunder not expressly stated herein; that no rights in the public streets,

alleys or other public property shall be considered waived by this permission, which is granted expressly on the condition that the encroachment hereby permitted shall be removed at the expense of the permittee at any time said structure or installation is remodeled, rebuilt or otherwise changed, so that the street, alley or other public property affected thereby shall remain free of such encroachment; and further

Provided, That said permit shall be issued only after a certified copy of this resolution has been duly recorded in the office of the Wayne County Register of Deeds, by and at the permittee's expense; and further

Provided, That this resolution is revocable at the will, whim or caprice of the Common Council, and that at any time said permit is revoked by the Council the said encroachment shall be removed by the permittee within the time directed, and that upon failure to do so, the Commissioner of the Department of Buildings and Safety Engineering or his agents may enter into and upon the premises and remove at permittee's expense, any part of said structure or installation which encroaches into or upon a street, alley or other public property, and further provided, that the permittee, hereby waives any right to claim damages or compensation from the City of Detroit, or from any official agent thereof, due to the trespass or damage resulting from removing any such encroachment upon a street, alley, or other public property.

Adopted as follows:

Yeas—Councilmen Carey, Connor, Lincoln, Patrick, Rogell, Smith, Van Antwerp, Wise and President Beck—9
Nays—None.

Parades

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Mohican Regent Home Owners Assn. (5660), to parade. After consultation with the Dept. of Police, and careful consideration of the request, your committee recommends that it be granted in accordance with the following resolution.

Respectfully submitted,
EDWARD D. CONNOR,
Chairman.

By Councilman Connor:

Resolved, That the Dept. of Police be and is hereby authorized and directed to issue permit to Mohican Regent Home Owners Assn., to parade Oct. 31st, 1959, 2:00 p.m., from Trix School playground, Reno and Bringard, east on Bringard past Hoyt, Anvil and Regent, then north on Marbud to Edmore to the Marbud Playground.

Provided, Same is conducted under supervision of the Police Department.

Adopted as follows:

Yeas—Councilmen Carey, Connor, Lincoln, Patrick, Rogell, Smith, Van Antwerp, Wise and President Beck—9.
Nays—None.

Permits

Honorable Common Council:

Gentlemen—To your Committee of the Whole were referred petitions to conduct charitable sales of candy on streets. After consultation with the Dept. of Police, and careful consideration of the requests, your committee recommends that they be granted in accordance with the following resolution.

Respectfully submitted,
EDWARD D. CONNOR,
Chairman.

By Councilman Connor:

Resolved, That subject to the provisions of the Charitable Solicitations Ordinance, permission be and is hereby granted to the following to conduct charitable sales of candy on city streets in the areas and during the time mentioned:

Detroit Junior Board of Commerce (5721), Nov. 27th, 1959, from 11 am to 2 pm downtown, and from 5:30 pm to 8 pm in the northwest and eastern sections of the city.

Midwest Lions Club (5725), Nov. 26th, 1959, from 9 am to noon on Woodward between Grand Circus Park and the Old City Hall. Dec. 4, 5, 11, 12, 18 and 19, 1959, from noon to 9 pm, at Oakman and Grand River.

Provided, The rules and regulations of the Dept. of Police are observed, and further

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

Adopted as follows:

Yeas—Councilmen Carey, Connor, Lincoln, Patrick, Rogell, Smith, Van Antwerp, Wise and President Beck—9.
Nays—None.

Permits

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Clark Ave. Baptist Church (5648), to use the first floor of brick veneer building at 4824 W. Vernor, for church. After consultation with the Dept. of Buildings & Safety Engineering, and careful consideration of the request, your committee recommends that it 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 Clark Ave. Bap-