

Yeas — Councilmen Beck, Brickley, Patrick, Ravitz, Rogell, Wierzbicki and President Carey—7.
Nays—None.

FRIDAY, FEBRUARY 8th

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

Commercial Uses

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Marist Seminarian Auxiliary of Michigan (3793), to locate secondhand store at 11542 E. Jefferson. After investigation by the City Plan Commission, and careful consideration of the request, your committee recommends that it be granted for five days only in accordance with the following resolution.

Respectfully submitted,
MARY V. BECK,
Chairman.

By Councilman Beck:

Resolved, That the locational provisions of Section 10.1D of the Zoning Ordinance 171-D, be and the same are hereby waived for a period of five days from March 26-30, 1963, insofar as they apply to the petition of Marist Seminarian Auxiliary of Michigan for the establishment and operation of a secondhand store at 11542 E. Jefferson near Hillger; and further

Resolved, That the Department of Police is hereby authorized and directed to waive the license fee for the operation of said establishment for that period.

Adopted as follows:

Yeas — Councilmen Beck, Brickley, Patrick, Ravitz, Rogell, Wierzbicki and President Carey—7.
Nays—None.

Newsstands

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of the Ludington News Co. (3811), suggesting that the color scheme for the downtown newsstands be of burnt orange and white as was originally submitted, instead of maize and blue. After a discussion of the matter with members of the City Plan Commission's staff, and further consideration of same, your committee recommends approval of burnt orange and white.

Respectfully submitted,
MARY V. BECK,
Chairman.

By Councilman Beck:

Resolved, That resolution adopted December 26, 1961 (JCC p. 2684), approving the prototype design of newsstand for use in the Central Business District, be and the same is hereby amended for the purpose of changing the color scheme to be a two-tone burnt orange and white as originally submitted, instead of maize and blue.

Adopted as follows:

Yeas — Councilmen Beck, Brickley,

Patrick, Ravitz, Rogell, Wierzbicki and President Carey—7.
Nays—None.

MONDAY, FEBRUARY 11TH

Chairman Ravitz 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 Martin Electric Division, Thompson Industries, Inc. (3801), to maintain an existing encroachment at 6100 E. Davison, on the south side of Davison, east of Dwyer. After consultation with the Dept. of Public Works, and careful consideration of same, your committee recommends that the request be granted in accordance with the following resolution.

Respectfully submitted,
MEL RAVITZ,
Chairman.

By Councilman Ravitz:

Resolved, That the Dept. of Public Works be and it is hereby authorized and directed to issue permit to:

Martin Electric Division, Thompson Industries, Inc., owner of premises described as Lots 21 to 30, incl., except that part taken for street widening, Berman & Friedman's North Detroit Sub., at 6100 E. Davison, to maintain existing encroachment beyond the property line into public property, of two story building of .05 ft. at the west end and .08 ft. at the east end into Davison Ave., for a distance of 46.90 ft. along the street.

Provided, Petitioner files an agreement in accordance with this resolution, and further

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 rea-

son 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 Beck, Brickley, Patrick, Ravitz, Rogell, Wierzbicki and President Carey—7.

Nays—None.

Encroachments

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of General McCullers, Jr. (3803), for change of name on building encroachment, NE corner of Nevada and Dean. After consultation with the Dept. of Public Works, and careful consideration of the request, your committee recommends that it be granted in accordance with the following resolution.

Respectfully submitted,

MEL RAVITZ,
Chairman.

By Councilman Ravitz:

Resolved, That resolution adopted December 7, 1954, (J.C.C. p. 2876),

relative to the granting of petition of General McCullers (3755), to maintain an encroachment on Lots 101 and 102, Marwood Heights Sub. of 2 inches into Nevada for a distance of 4 ft. at each corner of the building, be and the same is hereby amended for the purpose of authorizing and directing the Dept. of Public Works to change the name on the permit and issue same under the terms and provisions of said resolution to General McCullers, Jr., son of General McCullers, Sr., who this body is informed is now deceased.

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

Adopted as follows:

Yeas—Councilmen Beck, Brickley, Patrick, Ravitz, Rogell, Wierzbicki and President Carey—7.

Nays—None.

Encroachments

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Charlevoix Building Company (3710), to substitute an agreement in lieu of surety bond for stairway and canopy encroachment in alley adjacent to 2027 Park 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,

MEL RAVITZ,
Chairman.

By Councilman Ravitz:

Resolved, That resolution adopted December 5, 1961, (J.C.C. p. 2523-24), granting petition 12339 of Charlevoix Building Company for stairway and canopy encroachments in alley adjacent to 2027 Park Ave., be and the same is hereby amended to require petitioner to file an Agreement type of document, instead of a \$10,000.00 surety bond, pursuant to the terms and provisions of said resolution.

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

Adopted as follows:

Yeas—Councilmen Beck, Brickley, Patrick, Ravitz, Rogell, Wierzbicki and President Carey—7.

Nays—None.

Extension of Building Permits

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of McCants Convalescent Home (3787), for extension of building permit. After consultation with the Dept. of Buildings & Safety Engineering, and careful consideration of the request, your committee recommends that same be granted in accordance with