

ing 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, Brickley, Connor, Patrick, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Carey—9

Nays—None.

Commercial Uses

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Mildred Taylor (5711), to locate a secondhand store at 4865 Brush St. After investigation by the City Plan Commission, and careful consideration of the request, your committee recommends that same be granted 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 insofar as they apply to the petition of Mildred Taylor (5711), for the establishment and operation of a Secondhand store at 4865 Brush St., provided petitioner secures the required permits within six months from September 17, 1963, and before occupying the premises for said use as granted, and further provided, that there shall be no outside display of merchandise.

Adopted as follows:

Yeas—Councilmen Beck, Brickley, Connor, Patrick, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Carey—9

Nays—None.

Encroachments

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Star Tool and Die Works, Inc. (5893), to install an iron pipe underneath Twenty-Third St. at Risdon. After consultation with the Department of Public Works, and careful consideration of the request, your committee recommends that it be granted in accordance with the following resolution.

Respectfully submitted,

MARY V. BECK,

Chairman.

By Councilman Beck:

Resolved, That the Dept. of Public Works be and is hereby authorized and directed to issue permit to Star Tool and Die Works to install and maintain an 8 in. wrought iron pipe to transport compressed air underneath Twenty-Third St. at Risdon and extending between two buildings, subject to petitioner furnishing an agreement in accordance with this resolution.

Provided, That said iron pipe is installed at least 30 in. below top grade of street and is encased in rigid piping to protect it from any loads imposed by vehicular traffic, and that this work is performed prior to resurfacing of street presently being completed by City contract, otherwise no open cut of the street will be allowed after resurfacing and the petitioner will have to tunnel or bore the line without surface removal, and further.

Provided, That same shall be constructed and/or maintained under the rules and regulations of the Dept. of Public Works, Public Lighting Commission 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 Dept. 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 such encroachment upon a street, alley, or other public property.

Adopted as follows:

Yeas—Councilmen Beck, Brickley, Connor, Patrick, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Carey—9.

Nays—None.

Permits

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Detroit Olympic Committee (5908), to place trailer at Old City Hall site to secure signatures to bring '68 Olympics to Detroit. After careful consideration of the request, your committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,

MARY V. BECK,

Chairman.

By Councilman Beck:

Resolved, That the request of the Detroit Olympic Committee to place a trailer on the site of the Old City Hall for a period from September 18 to October 9, 1963, to provide a place where citizens may sign petitions in-

dicating their interest in furtherance of efforts to bring the 1968 Olympics to Detroit, be and the same is hereby approved, including the erection of a sign by the Naegele Sign Co. to indicate the daily number of signatures that are secured, subject to the approval of the Dept. of Parks & Recreation, and also the Dept. of Buildings & Safety Engineering as to construction of the sign.

Provided, Said activity is located as directed by the Dept. of Parks & Recreation, and the rules and regulations of the Dept. of Police are observed.

Adopted as follows:

Yeas—Councilmen Beck, Brickley, Connor, Patrick, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Carey—9.

Nays—None.

Reacquisition of Property

Honorable Common Council:

Gentlemen—To your Committee of the Whole were referred petitions for reacquisition of property as homesteads which were foreclosed by the City for delinquent taxes. After consultation with the Surplus Real Property Committee, and careful consideration of the matters, your committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,

MARY V. BECK,

Chairman.

By Councilman Beck:

Resolved, That the City Controller be and he is hereby authorized and directed to issue quit-claim deed to Arthur Seunagal and Esther P. Seunagal, his wife, (5773) covering "Lots 117 and 118, Leland Highlands Subdivision of part of North one-half of Section 7, Town 1 South, Range 12 East, according to the plat thereof as recorded in Liber 37 of Plats, on page 44, Wayne County Records," and known as 18091 Maine St., upon payment to the City Treasurer the sum of \$384.55, representing the payment of 1959 City taxes, and further

Resolved, That the City Controller be and he is hereby authorized and directed to enter into land contract with Carl B. Washington and Inez Washington, his wife, (5830) covering "Lot 27, Subdivision of Lot 11 of the Subdivision of Private Claim 30, according to the plat thereof as recorded in Liber 2 of Plats, on Page 20, Wayne County Records," and known as 135 S. Morrell, for the sum of \$435.16 with \$100.00 down and the balance in monthly payments of \$20.00 or more including interest at 6% per annum plus 1/12 taxes monthly. Any assignment of land contract interest to be approved by the City of Detroit. If purchaser fails to complete the transaction as specified, the deposit shall be forfeited, and further

Resolved, That upon payment of