

and further

Provided, That the sale of used items be limited to clothing and that no merchandise be displayed in the window of the premises, and further

Provided, That there shall be no outside display of merchandise.

Adopted as follows:

Yeas — Councilmen Beck, Brickley, Connor, Hood, Miriani, Ravitz, Rogell, Van Antwerp and President Carey—9.  
Nays—None.

**Dangerous Structures**

Honorable Common Council:

Gentlemen — In accordance with Section 125.7 of the Building Code hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,

EDWARD CONNOR,  
Chairman.

By Councilman Connor:

Resolved, That the findings and determination of the Department of Buildings & Safety Engineering, that certain structures on premises known as 3034 Beniteau, 5758-60 Fourteenth, 2109-15 Garland, 2122 Hudson, 2713-17 McClellan, 1825 Magnolia, 9802-04 Russell, 2241-43 St. Joseph, 5679 Twenty-fourth and 19590 Woodward, as shown in proceedings of March 1, 1966 (J.C.C. p. 392-393), are in a dangerous condition and should be removed, be hereby approved, and be it further

Resolved, That the Department of Public Works be and it is hereby authorized and directed to take the necessary steps as recommended by the Department of Buildings & Safety Engineering for the removal of dangerous structures at 3034 Beniteau, 5758-60 Fourteenth, 2109-15 Garland, 2122 Hudson, 2713-17 McClellan, 1825 Magnolia, 9802-04 Russell, 2241-43 St. Joseph, 5679 Twenty-fourth and 19590 Woodward, and to assess the costs of same against the property more particularly described in above mentioned proceedings of March 1, 1966.

Adopted as follows:

Yeas — Councilmen Beck, Brickley, Connor, Hood, Miriani, Ravitz, Rogell, Van Antwerp and President Carey—9.  
Nays—None.

**Encroachments**

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Burns Henry, Jr. et al (500), for a building encroachment at 6533-35 Woodward Ave. After consultation with the Department of Public Works, and careful consideration of

the matter, your committee recommends that the request be granted in accordance with the following resolution.

Respectfully submitted,  
EDWARD CONNOR,  
Chairman.

By Councilman Connor:

Resolved, That the Department of Public Works be and it is hereby authorized and directed to issue permit to Burns Henry, Jr. and Dorothy R., his wife, owners of property at 6533-35 Woodward Ave., more particularly described as West 90 ft. of Lots 6 and 7, Moross Estate Sub. of Lots 1, 2, 3, 6, 7 and 8 of Block 1, Moran and Moross Sub. of Part of Sec. 31 and 36, T. 1 S., R. 11 and 12 E., in the City of Detroit, Wayne County, Michigan, to install and maintain a porcelain enamel facing on the front of building on said premises, encroaching 6 in. into Woodward Ave. for a distance of 21½ ft., commencing at an elevation of 12 ft. above sidewalk grade.

Provided, That petitioners furnish an indemnity agreement in accordance with this resolution, and further

Provided, That same shall be constructed and/or maintained under the rules and regulations of the Department 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 Beck, Brickley, Connor, Hood, Miriani, Ravitz, Rogell, Van Antwerp and President Carey—9.  
Nays—None.

**Encroachments**

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of A. David Kahn (586), to encroach upon public property at 18292-6 James Couzens. After consultation with the Department of Public Works and 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,

EDWARD CONNOR,  
Chairman.

By Councilman Connor:

Resolved, That the Department of Public Works and the Department of Buildings and Safety Engineering be and are hereby authorized and directed to issue permit to A. David Kahn, owner of property commonly known as 18292-6 James Couzens, described as Lots No. 1018 and 1019 Blackstone Park Subdivision of N. W. ¼ of the Sec. 8 T. 1 S., R. 11 E. Greenfield Twp., Wayne County, Michigan. Recorded L. 45 P. 51 Plats, Wayne County Register of Deeds, to install and maintain encroachment consisting of metal paneling placed over exterior of building, starting at sidewalk grade and extending approximately 16 ft. to top of building and

for a distance of 38½ ft., with maximum encroachment of 6 inches at a point 7½ ft. above grade of walk, from which point panels to taper in towards building, subject to same being constructed and maintained under the rules and regulations of the Department of Public Works, Department of Buildings and Safety Engineering, and the City Plan Commission, and further

Provided, That petitioner shall furnish an indemnity agreement in accordance with this resolution, 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 ex-