

River Ave., and the Detroit, Monroe, and Toledo Railroad property, City of Detroit, Wayne County, Michigan, according to the plat thereof recorded in Liber 10 of Plats, Page 16, Wayne County Records, to construct and maintain a loading dock and shelter on the north side of W. Hancock Ave., west of Seventeenth St., commencing approximately 184 ft. west of Seventeenth St. for a distance of 32 ft. and extending beyond the property line into W. Hancock Ave. for approximately 20 ft. (Dock and shelter necessary to avoid blocking W. Hancock Ave. which occurs when large trucks are backed perpendicular to the street during delivery at existing docks.)

Provided, That petitioner furnishes 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 Public Works and the Department of Buildings & Safety Engineering in accordance with plans submitted to and approved by those departments, and the City Plan Commission, 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.

MONDAY, MARCH 28TH

Chairman Van Antwerp 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 Butler Brothers (638), for building encroachment at 15242 Fenkell. After consultation with the Department of Public Works, and careful consideration of the matter, your committee recommends that it be granted in accordance with the following resolution.

Respectfully submitted,
PHILIP J. VAN ANTWERP,
Chairman.

By Councilman Van Antwerp:
Resolved, That the Department of Public Works be and it is hereby authorized and directed to issue permit to the Butler Brothers, owners of property described as Lot 314 of B. E. Taylor's Belmont Subdivision and commonly known as 15242 Fenkell, to install and maintain redwood strips on the front of the building on said premises, encroaching 4 ins. into public property for a distance of 20 ft., provided that petitioner provides an indemnity agreement in accordance with this resolution.

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 accord-

ance 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.

Parades

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Ezikel Ward (580), to hold a parade. After consultation with the Department of Police, and careful consideration of the request, your committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,
PHILIP J. VAN ANTWERP,
Chairman.

By Councilman Van Antwerp:

Resolved, That the Department of Police be and it is hereby authorized and directed to issue permit to Ezikel Ward to hold a parade in honor of a church opening, on April 3, 1966, at 2:00 P.M., from the old church at 2916 Rivard, north to Wilkins, east to St. Aubin and north to 4155 St. Aubin and disband for services.

Provided, That same is conducted under the rules and regulations and supervision of the Department of Police, and further

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

Adopted as follows:

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

Spur Tracks

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Medusa Portland Cement Co. (708), to maintain spur track. 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,
PHILIP J. VAN ANTWERP,
Chairman.

By Councilman Van Antwerp:

Resolved, That the Dept. of Public Works be and it is hereby authorized and directed to issue permit to Medusa Portland Cement Co. (708), to maintain a spur track (formerly in name of Parker Bros. Company, Ltd.), across Atwater between Dubois and St. Aubin, south of and connected with the Grand Trunk Railroad.

Provided, Said spur track is maintained in accordance with the terms and provisions of the Compiled Ordinances of the City of Detroit, under the supervision and inspection of the Dept. of Public Works, and in accordance with plans submitted to and approved by that department, and further