

known as 4607 Beaufait (rear of 6461-63 Garfield), 9402-04 Carten, 3500 Chene, 3646 Cochrane, 4431-33 Eighteenth, 2544 Elmwood and 3316-18 Hendricks, 9366 Georgia, 4448 Lillibridge, 6360-62 Stanford and 10319 Warren E., as shown in proceedings of January 23, 1968 (JCC p. 106-107), 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 and Safety Engineering for the removal of dangerous structures at 9402-04 Carten, 3646 Cochrane, 4431-33 Eighteenth, 9366 Georgia, 4448 Lillibridge and 10319 E. Warren and to assess the costs of same against the property more particularly described in above mentioned proceedings of January 23, 1968, and further

Resolved, That with reference to structures at 4607 Beaufait (rear of 6461-63 Garfield), 3500 Chene and 6360-62 Stanford, the Department of Buildings and Safety Engineering is hereby authorized and directed to allow the owners or interested parties a period of one week from February 13, 1968 in which to properly barricade said structures, subject to the required permits being secured, and further

Resolved, That with reference to structures at 2544 Elmwood and 3316-18 Hendricks, inasmuch as this body was informed that the new owner was not notified of this hearing, same is hereby returned to the jurisdiction of the Department of Buildings and Safety Engineering.

Adopted as follows:

Yeas—Councilmen Beck, Hood, Ravitz, Rogell, Van Antwerp and President Carey—6.

Nays—None.

Encroachments

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Occidental Investment Co. (5837), for building encroachment at 2820 Fifth St. 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,

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 Occidental Investment Co. to install and maintain steel ribbed panels on face of one story building at 2820 Fifth St., more particularly described as Lots 3, 4, and 5, Block 21

of Plat of Crane and Wesson's Section of the Forsyth Farm on N. side Grand River St., Rec'd L. 44, P. 95 Deeds, W.C.R. "City of Detroit," encroaching into public property 0.25 ft. at the northerly end to a maximum of 0.30 ft. at the southerly end for a distance of 80.1 ft., the width of the building.

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 also under required permit from 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, Hood, Ravitz, Rogell, Van Antwerp and President Carey—6.

Nays—None.

THURSDAY, FEBRUARY 8TH

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

Dangerous Structures

Honorable Common Council:

Gentlemen — In accordance with Section 125.4 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,

MARY V. BECK,

Chairman

By Councilman Beck:

Resolved, That the findings and determination of the Department of Buildings and Safety Engineering, that certain structures on premises known as 5301 Dubois, 2012-14 W. Forest, 2006 Garfield, 3966 Garland, 2501-03 Jos. Campau, 3923 Twenty-third, 4130-32 Thirtieth, 6121 Wabash, 3701-13 W. Warren and 4901-15 Roosevelt, and 4753 W. Warren and 5400 Thirty-first St., as shown in proceedings of January 23, 1968 (JCC p. 107-108), 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 and Safety Engineering for the removal of dangerous structures at 5301 Dubois, 2012-14 W. Forest, 2006 Garfield, 3966 Garland, 3923 Twenty-third, 6121 Wabash, 3701-13 W. Warren and 4901-15 Roosevelt, and to assess the costs of same against the property more particularly described in above men-

tioned proceedings of January 23, 1968, and further

Resolved, That with reference to structure at 2501-03 Jos. Campau, the Department of Buildings and Safety Engineering is hereby authorized and directed to allow the owners or interested parties a period of one week from February 13, 1968, to remove same by private contract, subject to the required permits being secured, and further

Resolved, That with reference to structure at 4130-32 Thirtieth, inasmuch as this body was informed at the hearing that same has been properly barricaded, jurisdiction is hereby returned to the Department of Buildings and Safety Engineering, and further

Resolved, That with reference to structures at 4753 W. Warren and 5400 Thirty-first St., the Department of Buildings and Safety Engineering is hereby authorized and directed to allow the owners or interested parties a period of two (2) weeks from February 13, 1968, in which to complete a legal transaction on same.

Adopted as follows:

Yeas—Councilmen Beck, Hood, Ravitz, Rogell, Van Antwerp and President Carey—6

Nays—None.

Spur Tracks

Honorable Common Council:

Gentlemen — To your Committee of the Whole was referred petition of Sullivan Equipment Co. (5875) 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,

MARY V. BECK,

Chairman

By Councilman Beck;

Resolved, That the Dept. of Public Works be and it is hereby authorized and directed to issue permit to Sullivan Equipment Co. (formerly in name of Woodland Investment Co.), to maintain a spur track across Woodland east of Russell, west 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

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 and-or maintained hereunder, or for the removal