

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 Hood, Miriani, Ravitz, Rogell and President Carey—5.
Nays—None.

Encroachments

Honorable Common Council:

Gentlemen — To your Committee of the Whole was referred petition of Boron Oil Company (7086), for encroachments at 1600 E. Outer Drive. After consultation with the Department of Public Works, and careful consideration of the requests, your committee recommends that it be granted in accordance with the following resolution.

Respectfully submitted,
NICHOLAS HOOD
Chairman

By Councilman Hood:

Resolved, That the Department of Public Works be and it is hereby authorized and directed to issue permit to Boron Oil Company, at 1600 E. Outer Drive, property described as "South 58 ft. of Lot 849 through 853 and Lot 848 south of alley of Burton's Seven Mile Road Sub. Div.", to encroach in the East-west 16 ft. alley, lying immediately east of Conant between E. Outer Drive and Goddard, as follows: An encroachment consisting of two (2) two-inch (2") galvanized steel product lines placed in a trough 24 inches wide by 18 inches deep, said trough crossing alley approximately 23 ft. east of west

property line; and a second encroachment consisting of ten (10) three-quarter inch rigid heavy wall conduits placed in a trough 24 inches wide by 18 inches deep, said trough crossing alley approximately 40 ft. east of west property line. All encroachments to cross alley thirty inches below top grade of alley and from petitioner's property located on north of said alley to property directly south of alley, subject to petitioner furnishing an 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 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 Hood, Miriani, Ravitz, Rogell and President Carey—5.
Nays—None.

Petitions Denied

Honorable Common Council:

Gentlemen—To your Committee of the Whole were referred the following petitions. After consultation with the departments concerned and careful consideration of the requests, your committee recommends that they be denied:

Henry Anderson (6848), locate pool-room at 12313 Woodrow Wilson between Highland and Cortland.

Vid Glavac (6999), protesting sidewalk complaint notice, 13814 Castle-ton.

Institutional Apothecary, Inc. (5971), adjustment of taxes.

Mildred Jovanovich (6762), offering to convey property located at 692 Conner as gift to the City.

Light of the World Ministries, Inc. (7032), hold gospel tent meetings throughout remainder of the summer.

Jerome J. Oleska (6566), and (6584), locate Class "C" Bar at 16550 W. Warren at Grandmont.

Witold Stachura (6967), for an alley encroachment, northeast corner of Curtis and Ashton.

Standard Oil Div. of American Oil Co. (6726), rezone property east side Ryan Road south of E. 8 Mile.

Respectfully submitted,

NICHOLAS HOOD,
Chairman.

Accepted and adopted.

Resolution

By Councilman Hood:

In accordance with established policy, be it hereby

Resolved. That Mayor Jerome P. Cavanagh, be again designated as delegate, and Common Council President Ed. Carey, as alternate, to represent the City of Detroit at the Michigan Municipal League Annual Convention in Lansing, Mich., September 17 to 20 incl., 1968, and further

Resolved. That the City Controller be and he is hereby authorized and directed to transfer funds and honor vouchers covering the expenses of said officials.

Adopted as follows:

Yeas — Councilmen Hood, Miriani, Ravitz, Rogell and President Carey—5.
Nays—None.

***Reconsideration**

Councilman Ravitz moved to reconsider the vote by which each resolution designated for *"Reconsideration" and numbered 1 to 8 incl., was adopted.

Councilman Rogell moved to suspend Rule 23 for the purpose of indefinitely postponing the motion to reconsider, which motion prevailed as follows:

Yeas — Councilmen Hood, Miriani, Ravitz, Rogell and President Carey—5.
Nays—None.

Councilman Hood then moved that the motion to reconsider be indefinitely postponed, which motion prevailed.

The regular order was resumed.

And the Council then adjourned, until Friday, August 23, 1968, at a time on that day subject to call of the chair.

ED. CAREY,
President

THOMAS D. LEADBETTER,
City Clerk