

harmless the City of Detroit from any and all loss or damage, including 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, Miriani, Ravitz, Rogell, Van Antwerp and President Carey—7.
Nays—None.

Encroachments

Honorable Common Council:

Gentlemen — To your Committee of the Whole was referred petition of Michigan Bell Telephone Co. (7456), for building encroachment at Michigan and Cass. 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 Michigan Bell Telephone Co. to install and maintain the westernmost wing wall of the proposed headquarters building on the north side of Michigan Avenue between Cass and First Sts., property described as Lots 22 thru 28 and part of Lots 19, 20, 21, Blk. 48, Cass Western Addn., encroaching into public property a maximum of 2.48 ft. at a point approximately 32 ft. east of First St., width of encroachment being 3.17 ft.

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 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 Beck, Hood, Miriani, Ravitz, Rogell, Van Antwerp and President Carey—7.

Nays—None.

Permits

Honorable Common Council:

Gentlemen — To your Committee of the Whole was referred petition of Messer Stamping Co. (7041), to use sidewalk area for the temporary storage of material at 1300 E. Woodbridge. After consultation with the Department of Public Works, and careful consideration of the request, your committee recommends that it be granted for a period of six months 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 Messer Stamping Co., to use the public sidewalk area adjoining premises at 1300 E. Woodbridge St., for the purpose of storing completed stampings awaiting shipment by truck. Such permit to be for a temporary period of six months from November 6, 1968.

Provided, No part of the street is used for storage and no trailers are detached from tractors and left on the street for loading or unloading, and further

Provided, That such temporary use

of the sidewalk area shall be conducted in accordance with plans approved by the Department of Public Works, City Plan Commission, and the Department of Streets & Traffic.

Provided, Petitioner first furnishes an indemnity agreement, in form approved by the Corporation Counsel, saving and protecting the City of Detroit harmless from any and all claims, damages or expenses that may arise by reason of the issuance of said permit, and providing for the faithful performance by the permittee of the terms hereof, and files same with the City Controller, and further

Provided, That all such material and all obstructions in connection therewith shall be removed at the expense of the permittee at the expiration of said permit, and that the public property affected shall be restored to a condition satisfactory to the Department of Public Works, by and at permittee's expense, and further

Provided, This resolution is revocable at the will, whim or caprice of the Common Council, and permittee hereby expressly waives any right to claim damages or compensation for property stored hereunder or for the removal of same, and further, that petitioner acquires no implied or other privileges hereunder, not expressly stated herein, and further

Provided, That the filing of the indemnity agreement and the securing of the necessary permit referred to herein, shall be construed as acceptance of the terms of this resolution by the permittee.

Adopted as follows:

Yeas — Councilmen Beck, Hood, Miriani, Ravitz, Rogell, Van Antwerp and President Carey—7.

Nays—None.

Permits

Honorable Common Council:

Gentlemen — To your Committee of the Whole was referred petition of S. J. Schiros (6606), to use vacant property at the rear of 14220 Sussex for parking of two personally owned automobiles. After consultation with the Department of Buildings and Safety Engineering, and careful consideration of the request, your committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,
PHILIP J. VAN ANTWERP

Chairman

By Councilman Van Antwerp:

Resolved, That the Department of Buildings and Safety Engineering be and it is hereby authorized and directed to issue permit to Mr. and Mrs. S. J. Schiros to park two personally owned automobiles on vacant property at 14220 Sussex Ave.,