

the Corporation Counsel holding the City harmless therefor, and further

Provided, That the petitioner shall return the concerned site in the same condition as received, and further

Provided, That said activity is conducted under the rules and regulations of the Detroit Housing Commission and the 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, Hood, Miriani, Ravitz, Rogell, Tindal, Van Antwerp, Wierzbicki and President Carey—9.

Nays—None.

Traffic Regulations

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred request of Wisconsin-Marygrove Block Club (9662), for children safety signs. After consultation with the Dept. of Streets & Traffic, 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 Streets & Traffic be and it is hereby authorized and directed to issue permit to the following to install signs (as a safeguard only, and not for use of the street as a playground) reading "Children Play Here-Slow" at the locations mentioned:

Wisconsin-Marygrove Block Club, at Wisconsin-Puritan, Wisconsin-Florence and Wisconsin-Marygrove.

Provided, The standard type sign is purchased, installed and maintained at petitioner's expense, in accordance with the rules and regulations of said department, and further

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

Adopted as follows:

Yeas — Councilmen Beck, Hood, Miriani, Ravitz, Rogell, Tindal, Van Antwerp, Wierzbicki and President Carey—9.

Nays—None.

THURSDAY, DECEMBER 11TH

Chairman Wierzbicki submitted the following Committee reports for above date and recommended their adoption:

Charitable Solicitations

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Detroit Police Benefit and Protective Assn. (9595), to solicit on city streets. After consultation with the Dept. of

Police, and careful consideration of the request, your committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,
ANTHONY J. WIERZBICKI

Chairman

By Councilman Wierzbicki:

Resolved, That subject to the provisions of the Charitable Solicitations Ordinance, permission be and is hereby granted to the following to conduct charitable solicitations on city streets in areas and time mentioned:

Detroit Police Benefit and Protective Assn., to conduct sales of tickets on the city streets within the period of time approved by the Charitable Solicitations Authority for their Police Field Day, scheduled for July 11, 1970 at the Michigan State Fair Grounds.

Provided, The rules and regulations of the Dept. of Police are observed, and further

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

Adopted as follows:

Yeas—Councilmen Beck, Hood, Miriani, Ravitz, Rogell, Tindal, Van Antwerp, Wierzbicki and President Carey—9.

Nays—None.

Encroachments

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Vincent Paradiso (9666), for wall encroachment at NW corner of E. Jefferson and Holcomb. 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,

ANTHONY J. WIERZBICKI,

Chairman

By Councilman Wierzbicki:

Resolved, That the Department of Public Works is hereby authorized and directed to issue permit to Vincent Paradiso erect a retaining wall at the northwest corner of E. Jefferson and Holcomb, property described as follows:

"Lots 120 and 121 of Hibbard Bakers Sub. of lots 4, 5, and 6, and pt of lot 3 of the sub of PC 644 and the E. 53.91 of PC 723, C. of D., Wayne Co., Mich. as recorded in L7 P 86 of Plats, W.C.R." encroaching 5 ft. into the 15 foot public alley for a distance of 98.09 ft. along the east-west alley for the purpose of containing the earth adjacent to 1141 Holcomb due to a 10 foot grade differential, subject to petitioner furnishing 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 and 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, Tindal, Van Antwerp, Wierzbicki and President Carey—9.

Nays—None.

Temporary Alley Closing

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Evans Lincoln Mercury, Inc. (9348), for closing portion of alley. After investigation by the City Plan Commission and Dept. of Public Works, and careful consideration of the request, your committee recommends that same be closed only on a temporary basis in accordance with the following resolution.

Respectfully submitted,
ANTHONY J. WIERZBICKI,
Chairman

By Councilman Wierzbicki:

Resolved, That the Department of Public Works be and it is hereby authorized and directed to issue permit to Evans Lincoln Mercury, Inc., owners of the property adjoining the alley herein concerned, to close portion of the east-west alley between Sorrento and Steel Ave., south of Grand River on a temporary basis for a period not exceeding three years from December 16, 1969 in accordance with City Plan Commission plan No. A-1687.

Provided, That petitioner shall be subject to any tax which may be levied against it pursuant to law with regards to such use of public property, and further

Provided, Petitioner first furnishes an 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 grantee of the terms hereof, and files same with the City Controller, 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 no building or other structure is constructed in said alley; that petitioner shall observe the rules and regulations of the Dept. of Public Works, and further subject to the following provisions:

The City of Detroit retains all