

and President Ravitz — 7.  
Nays — None.

**Corporation Counsel**

November 15, 1972.

Honorable Common Council:

Re: Petition No. 5568 of Buckeye Pipe Line Company to extend an underground fuel line across the Charles P. Kemeny Playfield and various streets and alleys from Melvindale to the Detroit Edison Generating plant in River Rouge, and to file a rider to the existing Bond now on file with the City Controller to cover the proposed extension.

Gentlemen — Pursuant to your request, this office has prepared the appropriate resolution granting the above petition in accordance with recommendations of the City departments involved.

Respectfully submitted,

CHRISTINE M. ROSSI,

Ass't. Corp. Counsel.

By Councilman Rogell:

Resolved, That the Departments of Public Works and Buildings and Safety Engineering be and they are hereby authorized and directed to issue permits to Buckeye Pipe Line Company, an Ohio Corporation, to extend an existing sixteen (16') inch common carrier pipe line across the Charles P. Kemeny Playfield from the Marathon Oil Company tank farm in Melvindale crossing the following City streets and alleys between, ending at the Detroit Edison plant in River Rouge:

W. Fort, Downing, Electric, Miami, Schaefer, Toronto, Fairchild, Leonard, Patricia, Liebold, Liddesdale, Beatrice, Deacon, Ethel and Bassett.

PROVIDED, That the necessary permits be obtained from the Departments of Public Works and Buildings and Safety Engineering and that all work shall be done under their rules and regulations in accordance with plans approved by those departments and the Department of Streets and Traffic, Department of Parks and Recreation, Fire Marshal and other applicable departments; and

PROVIDED, That permission be obtained from the Michigan Public Service Commission and Michigan Department of State Highways, and that their permits be filed with the City of Detroit; and

PROVIDED, That permittee at the time of obtaining said permits file with the City of Detroit a Rider to Bond No. 7941489 in the amount of \$10,000.00, now on file with the Controller's Office pursuant to resolution adopted on August 10, 1965, J.C.C. page 1959, to cover the proposed sixteen (16") inch pipe line extension; and further provided, that if the Commissioner of Public Works and

the Fire Marshal of the City of Detroit deem the amount of the bond inadequate at any time, they may demand a bond in an amount which they believe sufficient to protect the City interest; and

PROVIDED, That said pipeline be installed at least thirty (30") inches below the top grade of the streets; and

PROVIDED, That the said pipeline be maintained and operated at the sole cost and expense of the permittee; and

PROVIDED, That all public property including walks, streets, alleys and berms are replaced in accordance with specifications of the Department of Public Works and that permittee restores the park to its original condition or locates its line as close to the south boundary as possible to protect park property; and

PROVIDED, That permittee obtain all necessary clearances prior to the issuance of any permits by the Department; and

PROVIDED, That no rights in the public streets, alleys or other public places shall be considered waived by this permission, which is granted expressly on the condition that said pipeline and all obstructions in connection therewith shall be removed at the expense of the permittee at any time when so directed by the Common Council, and that the public property affected shall be restored to a condition satisfactory to said Departments by said permittee at its expense; and

PROVIDED, That 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 constructed hereunder for the removal of same, and further that permittee acquires no implied or other privileges hereunder not expressly stated herein; and

PROVIDED, That these permits shall not be assigned or transferred without the written approval of the Common Council; and

PROVIDED, That a certified copy of this resolution shall be recorded with the office of the Register of Deeds for Wayne County by and at permittee's expense.

Approved:

MICHAEL M. GLUSAC

Corporation Counsel

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Hood, Levin, Rogell, Wierzbicki, and President Ravitz — 7.

Nays — None.

**Corporation Counsel**

November 15, 1972.

Honorable Common Council: