

quested that legal counsel be in attendance with him at the Historical Landmarks Conference in Cleveland, Ohio, on October 10, 1973.

It is respectfully requested that your Honorable Body approve the cost of \$84.00 for one assistant corporation counsel to attend this conference.

Respectfully submitted,  
MICHAEL M. GLUSAC  
Corporation Counsel

Approved:

A. L. WARREN  
Deputy Controller

By Councilwoman Henderson:

RESOLVED, That the Controller be and he is hereby authorized and directed to honor vouchers when presented in accordance with the foregoing communication and charge them to Travel Expense Account No. 165-0510-493.

Adopted as follows:

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

Nays — None.

**Corporation Counsel**

September 26, 1973

Honorable Common Council:

Re: Amendment to Chapter 25, Article 5, of the Code of the City of Detroit.

Enclosed for your approval please find amendment to the above Chapter of the City Code.

Respectfully submitted,

JOHN F. HATHAWAY  
Ass't. Corp. Counsel.

By Councilwoman Henderson:

AN ORDINANCE to amend Chapter 25, Article 5 of the Code of the City of Detroit by adding a new Section to be known as Section 25-5-3.1 to regulate the cutting of weeds by the city.

IT IS HEREBY ORDAINED BY THE PEOPLE OF THE CITY OF DETROIT:

Section 1. That Chapter 25, Article 5 of the Code of the City of Detroit be amended by adding a new Section to be known as Section 25-5-3.1, to read as follows:

Sec. 25-5-3.1. IN LIEU OF THE NOTICE REQUIRED BY SECTION 25-5-3, THE CITY THROUGH ITS ENFORCING OFFICIAL MAY PUBLISH A NOTICE IN A NEWSPAPER OF GENERAL CIRCULATION IN THE COUNTY DURING THE MONTH OF MARCH THAT WEEDS NOT CUT BY JUNE 1ST OF THAT YEAR WILL BE CUT BY THE CITY AND THE OWNER OF THE PROPERTY CHARGED WITH THE COST UNDER THE PROVISIONS OF SECTION 25-5-3. THE PUBLICATION SHALL ALSO CONTAIN ALL OTHER INFORMATION REQUIRED OF THE NOTICE PROVIDED FOR IN SECTION 25-5-3. THE CITY MAY CUT WEEDS AS MANY TIMES AS IS NECESSARY AND CHARGE THE COST TO THE PROPERTY OWNER.

Section 2. This ordinance is declared necessary for the preservation of the public peace, health, safety and welfare of the people of the City of Detroit and is hereby given immediate effect.

Approved:

MICHAEL M. GLUSAC  
Corporation Counsel.

Read twice by title, ordered printed, and laid on the table.

**Corporation Counsel**

September 27, 1973

Honorable Common Council:

Re: Petition No. 7297 of Grafar Corporation, for building encroachment at 7340 Fenkell, Detroit, Michigan.

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

Assistant Corporation Counsel

By Councilman Hood:

RESOLVED, That the Departments of Public Works and Building and Safety Engineering be and they are hereby authorized and directed to issue permits to Grafer Corporation, a Michigan corporation, for building encroachment at 7340 Fenkell, Detroit, Michigan, property being described as:

"Lots 69 through 71 including Mulberry Hill Subdivision."

Encroachment consists of 8" sand sprayed plywood facade for a distance of 60' along Fenkell for the height of the building.

PROVIDED, That the necessary permits be obtained from the Departments of Public Works and Building and Safety Engineering and that the same shall be maintained under the rules and regulations of said departments and the City Plan Commission; and

PROVIDED, That permittee at the time of obtaining said permits file with the City Controller 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 permits and the faithful performance by the permittee of the terms thereof, and in addition to pay all claims, damages or expenses that may arise out of the maintenance of said permission; 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 encroachment 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 the filing of the indemnity agreement and the securing of the necessary permits referred to herein shall be construed as acceptance of the terms of this resolution by the permittee; 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:

JOHN R. MCKINLAY  
Acting Corporation Counsel  
Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Henderson, Hood, Levin, Rogell, and President Ravitz — 7.  
Nays — None.

Corporation Counsel  
September 25, 1973

Honorable Common Council:  
Re: Tax Refund - Jet Properties.  
On September 5, 1973, a Consent Judgment was entered in two (2) lawsuits against the City of Detroit in favor of Jet Properties, Inc. The basis of the judgment was a prior determination of the State Tax Commission reducing the taxpayer's 1971 assessment.

Your Honorable Body is requested to authorize a tax refund in the amount of \$9,611.50, plus interest at 6 pct. from date of payment to date of refund.

Respectfully submitted,  
LAWRENCE W. MORGAN  
Assistant Corporation Counsel

By Councilman Hood:  
Resolved, That pursuant to judgments entered in Civil Action 188981 and 198970 in favor of Jet Properties, Inc. against the City of Detroit, the Board of Assessors and City Treasurer take the following corrective action,

Resolved, That the 1971 assessment for Ward 2, Item 261 be reduced by the Board of Assessors from 347,440 (SEV 385,658) to 176320 (SEV 195,715), and be it further

Resolved, That the City Treasurer refund 1971 real property taxes for Ward 2, Item 261 (E 1/2 of Lot 51, and Lot 50, Blk 8, Governor and Judges Plan) in the amount of \$9,611.50 plus

interest at 6 pct. from each half payment to date of refund, and be it further

Resolved, That the City Controller be and is authorized to make the proper journal entries.

Approved:

MICHAEL M. GLUSAC  
Corporation Counsel  
Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Henderson, Hood, Levin, Rogell, and President Ravitz — 7.  
Nays — None.

Auditor General  
September 27, 1973

Honorable Common Council:  
We have today filed with the City Clerk copies of the following audit reports:

Board of Assessors, Two Years Ended June 30, 1972.

Detroit Police Department Federal Grants. Year Ended December 31, 1972.

Zoological Park Commission. Year Ended December 31, 1972.

Model Neighborhood Agency — Department of Parks and Recreation. Mobile Pools Project RC-310 — Contract S-18463.

Community Development Commission. Project Number S-18452, Project Number REL-310.

Copies of these reports have been furnished to each member of your Honorable Body.

Respectfully submitted,  
VICTOR McCORMICK  
Auditor General

Received and placed on file.

Buildings and Safety Engineering  
September 19, 1973

Honorable Common Council:  
Re: Dangerous Buildings.

In accordance with this Department's findings and determination that the buildings or structures on the following described premises are in a dangerous condition and should be removed it is requested that your Honorable Body hold a hearing on each location as provided in Section 125.4 of the Building Code and this Department also recommends that you direct the Department of Public Works to take the necessary steps in each case to have the dangerous structures removed and to assess the costs of same against the property:

3611 Barham, DU's 1, Lot 384, Abbott and Beymers Cloverdale Sub. between Mack and Lozier.

The one- and one-half story, frame, one-family dwelling and the one-story, frame, garage, located on the property described above, are dangerous and open to trespass.

247-9 Belmont, DU's 2, E 15' 37 W. 20' 39 Moore Hodges & Warrens between Brush and John R.