

Law Department

October 23, 1974

Honorable City Council:

Re: Petition No. 1312—Paul Boraks for planter box encroachments at Playboy Club, 20231 James Couzens.

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

Respectfully submitted,

JOHN E. CROSS

Assistant Corporation Counsel

By Council Member Rogell:

RESOLVED, That the Department of Environmental Protection and Maintenance be and it is hereby authorized and directed to issue a permit to Paul Boraks for permission to encroach at 20231 James Couzens (Playboy Club), Detroit, Michigan, property being described as:

"S. 58.11 ft. on W. line beg. S. 143.15 ft. on E. line of that part of S. 1/2 of N. 1/2 of N.W. 1/4 of Sec. 6 T. 1. S. R. 11E lyg. bet. Greenfield Ave. as wd. & James Couzens Highway."

Encroachment to consist of two elevated wood planters in berme, each being approximately 45' long and 7' wide and 2' high, positioned 3' W. of west curb and 3' east of sidewalk.

PROVIDED, That the necessary permits be obtained from the Department of Environmental Protection and that same shall be constructed and maintained under its rules and regulations and in accordance with plans submitted to and approved by said department.

PROVIDED, That permittee at the time of obtaining said permits file with the Finance Department an indemnity agreement in form approved by the Law Department, 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 addition to pay all claims, damages, or expenses that may arise out of the maintenance of said encroachments; 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 encroachments shall be removed at the expenses of the permittee at any time when so directed by the City Council, and that the public property affected shall be restored to a condition satisfactory to said department by said permittee at its expense; and

PROVIDED, That this resolution is revocable at the will, whim or caprice of the City Council, and permittee hereby expressly waives any right to claim damages or compensation for removal of encroachment, and further, that permittee acquires no im-

plied 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 City 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:

ELLIOTT S. HALL

Corporation Counsel

Adopted as follows:

Yeas — Council Members Cleveland, Henderson, Hood, Kelley, Mahaffey, Rogell and President Levin — 7.

Nays — None.

Law Department

October 23, 1974

Honorable City Council:

Re: Petition No. 1351, Central Sales (Chester R. Calka) to retain building encroachment at 7175-7-9 Michigan.

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

Respectfully submitted,

JOHN E. CROSS

Assistant Corporation Counsel

By Council Member Rogell:

RESOLVED, That the Department of Environmental Protection and Maintenance be and it is hereby authorized and directed to issue a permit to Central Sales (Chester R. Calka) for permission to encroach at 7175-7-9 Michigan, Detroit, Michigan, property being described as:

"Lots 75-76-77 except Michigan Avenue as widened, of C. A. & J. Parkinson Sub., as rec'd. in Liber 18 Page 17 Plats, WCR."

Encroachment to consist of Cedar Paneling encroachment 0.24' plus-minus for a distance of 60 feet along Michigan.

PROVIDED, That the necessary permits be obtained from the Department of Environmental Protection and that same shall be constructed and maintained under its rules and regulations and in accordance with plans submitted to and approved by said department.

PROVIDED, That permittee at the time of obtaining said permits file with the Finance Department an indemnity agreement in form approved by the Law Department, 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 encroachments; 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 encroachments shall be removed at the expenses of the permittee at any time when so directed by the City 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 City Council, and permittee hereby expressly waives any right to claim damages or compensation for removal of encroachment, 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 City 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:
ELLIOTT S. HALL
Corporation Counsel
Adopted as follows:
Yeas — Council Members Cleveland, Henderson, Hood, Kelley, Mahaffey, Rogell and President Levin — 7.
Nays — None.

Law Department
October 24, 1974

Honorable City Council:
RE: Confirmed Jury Verdict
Civil Action 74-002-125-CC
A report is herewith submitted in reference to the following:
Civil Action 74-002-125-CC, entitled:

IN THE MATTER OF ACQUISITION OF LAND FOR THE FOREST PARK NEIGHBORHOOD DEVELOPMENT PROGRAM, MICHIGAN A-4-3, SECOND ACTION YEAR AND OTHER MUNICIPAL PUBLIC PURPOSES IN THE AREA BOUNDED BY THE WALTER P. CHRYSLER FREEWAY, LELAND STREET, DEQUINDRE STREET AND EAST WARREN AVENUE.

Jury Verdict which was rendered on August 13, 1974 was confirmed by Order of the Court signed on October 24, 1974. This taking consisted of one fee in the grand total of \$9,500.00.

Respectfully submitted,
RONALD R. SOGGE
Assistant Corporation Counsel
Approved:
ROBERT REESE
Acting Corporation Counsel
Received and placed on file.

Auditor General
October 24, 1974

Honorable City Council:
Attached please find two copies each of the following audit reports:
City of Detroit
WATER BOARD FUND
Year Ended June 30, 1973
City of Detroit
SEWAGE DISPOSAL FUND
Year Ended June 30, 1973
Respectfully submitted,
VICTOR MCCORMICK
Certified Internal Auditor
Auditor General
Received and placed on file.

Buildings and Safety Engineering
September 27, 1974

Honorable City Council:
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 Environmental Protection and Maintenance Department to take the necessary steps in each case to have the dangerous structures removed and to assess the costs of same against the property:
1781 Baldwin, DU's 2, Lot 370, Moses W. Fields Sub., between Jefferson and Kercheval.
The frame, two story, two family dwelling, located on the property described above, is vacant, open and vandalized.

311 S. Campbell, DU's 1, Lot 145, Second Plat Sub., between Driggs and Harvey.

The two story frame, one family dwelling and frame garage, located on the property described above, are vacant, open to trespass, fire damaged and dangerous.

553 S. Harrington, DU's 2, Lot 76, Larned Ducharme & Schmits Sub., between Jefferson and South.

The two story frame, two family dwelling, located on the property described above, is vacant, open to trespass, vandalized and dangerous.

727 S. Harrington, DU's 1, Lot 8, S. 10' Lot 7, L. A. Noyes Sub., between Jefferson and South.

The two story frame, one family dwelling, located on the property described above, is vacant, open, vandalized and dangerous.