

has been granted an encroachment permit by the City Council for a three-year period, the same being reported in JCC pages 793-4, April 4, 1972; and

WHEREAS, the previous encroachment consisted of a twelve (12) foot high cyclone fence enclosure into Hale Street between Orleans and the railroad tracks; and

WHEREAS, petitioner requests permission to maintain for an additional three-year period the previously granted encroachment; and

WHEREAS, all the terms and conditions of the original petition apply to the instant petition; and

WHEREAS, petitioner has hitherto complied with terms and conditions of the original petition;

NOW BE IT RESOLVED, That the encroachment at Hale Street East of Orleans be continued for an additional three-year period from April 4, 1975 to April 3, 1978.

PROVIDED, That the necessary permit be obtained from the Environmental Protection and Maintenance Department 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 permit 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 permit 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 encroachment; 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 expense 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 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 accep-

tance 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:

KERMIT G. BAILER

Corporation Counsel

Adopted as follows:

Yeas — Council Members Browne, Cleveland, Eberhard, Henderson, Hood, Kelley, Mahaffey, Rogell, and President Levin — 9.

Nays — None.

Law Department

May 27, 1975

Honorable City Council:

Re: Precision Spring Corporation (1791), for permission to install pipe under Midland Ave. to connect buildings at 15400 and 14480 Woodrow Wilson for TV security system.

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

Respectfully submitted,

JOHN E. CROSS,

Asst. Corporation Counsel

By Council Member Kelley:

RESOLVED, That the Environmental Protection and Maintenance Department be and it is hereby authorized and directed to issue a permit to Precision Spring Corporation for permission to install pipe under Midland Avenue to connect buildings at 15400 and 14480 Woodrow Wilson for TV security system, property being described as:

"Precision Spring Corporation buildings located at 14480 and 15400 Woodrow Wilson, adjacent to Midland Avenue."

Encroachment to consist of a four inch steel pipe placed approximately four feet below grade of Midland Avenue, extending from building known as 15400 Woodrow Wilson. Conduit will cross Midland at a point approximately sixty-four (64) feet east of Woodrow Wilson property line.

PROVIDED, That the necessary permit be obtained from the Environmental Protection and Maintenance Department 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 permit 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 permit 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 encroachment; 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 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 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 for 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:

KERMIT G. BAILER
Corporation Counsel

Adopted as follows:

Yeas — Council Members Browne, Cleveland, Eberhard, Henderson, Hood, Kelley, Mahaffey, Rogell, and President Levin — 9.

Nays —None.

Law Department

May 27, 1975

Honorable City Council:

Re: Savon Foods Market (1827), for permit to install garbage compactor in alley at 15025 W. 7 Mile Road.

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

Respectfully submitted,
JOHN E. CROSS

Assistant Corporation Counsel
By Council Member Kelley:

RESOLVED, That the Environmental Protection and Maintenance Department be and it is hereby authorized and directed to issue a permit to Savon Foods Market for permission to encroach into public alley at 15025 W. Seven Mile Road, property being described as:

"Lots 1450 through 1460 of Black-

stone Park, Subdivision No. 2, Liber 49, Page 47, Plats W.C.R."

Encroachment to consist of a garbage compactor placed in twenty (20) foot wide east-west alley behind building. Container will encroach eight feet into said alley for a distance of forty-one feet, leaving twelve feet for through traffic.

PROVIDED, That the necessary permit be obtained from the Environmental Protection and Maintenance Department 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 permit 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 permit 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 encroachment; 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 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 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 security 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:

KERMIT G. BAILER
Corporation Counsel

Adopted as follows:

Yeas — Council Members Browne, Cleveland, Eberhard, Henderson, Hood, Kelley, Mahaffey, Rogell, and President Levin — 9.

Nays —None.

Law Department

April 25, 1975

Honorable City Council:

Re: Mat McBride vs. Alvin Banks, Wayne Civil Action No. 74-025-487-NZ.

The office of the Law Department has carefully reviewed the above-en-