

satisfactory to the Environmental Protection and Maintenance Department, by and at the permittee's expense, and further

Provided, this resolution is revocable at the will, whim, or caprice of the City Council, and further, that grantee acquires no implied or other privileges hereunder, not expressly stated herein.

Adopted as follows:

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

Nays — None.

### Environmental Protection & Maintenance Department

November 1, 1978

Honorable City Council:

Re: Petition No. 566, Apex Broach and Machine Company, Temporarily Close the northerly 23 feet of East Seven Mile Road between Filer Avenue and the Penn-Central Railroad.

We are returning herewith Petition No. 566 of the Apex Broach and Machine Company requesting the temporary closing of the above described portion of East Seven Mile Road.

The temporary closing was recommended by the Community and Economic Development Department.

The petition was then referred to us for investigation and report; our report, accompanied by the original petition, is as follows:

All City departments and privately owned utilities have reported that they have no objections to the proposed closing as long as the resolution grants them right of ingress and egress to their facilities.

An appropriate resolution containing all of the necessary provisions including those recommended by the Community and Economic Development Department is attached for consideration by your Honorable Body.

Respectfully submitted,

LOUIS W. KLEI  
City Engineer

By Council Member Hood:

Resolved, that the Environmental Protection and Maintenance Department be and it is hereby authorized and directed to issue permits to Apex Broach and Machine Company, 6401 East Seven Mile Road, to close the northerly 23 feet of East Seven Mile Road, lying between and abutting the easterly line of Filer Avenue, 60 feet wide, and the westerly line of the Penn-Central Railroad Right-of-Way on a temporary basis for a period of

three years which will expire on November 15, 1981,

Provided, that petitioner shall be subject to any tax which may be levied against him pursuant to law with regard to such use of public property, and further

Provided, petitioner furnishes an 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 providing for the faithful performance by the grantee of the terms hereof, and files same with the Finance Department, 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 street; that petitioner shall observe the rules of the Environmental Protection and Maintenance Department, and further subject to the following provisions:

The City of Detroit retains all rights and interests in the area herein temporarily closed;

The City and all utility companies retain their rights to establish, maintain, and service any utilities in said area of temporarily closed street;

Provided, that at the expiration of said permit, all obstructions therein shall be removed at the expense of the grantee, and the public property affected shall be restored to a condition satisfactory to the Environmental Protection and Maintenance Department, by and at the permittee's expense, and further

Provided, this resolution is revocable at the will, whim, or caprice of the City Council, and further, that grantee acquires no implied or other privileges hereunder, not expressly stated herein.

Adopted as follows:

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

Nays — None.

### Environmental Protection & Maintenance Department

November 1, 1978

Honorable City Council:

Re: Petition No. 5369, Liberty Temple. Request to temporarily close the east half of the east-west alley south of East Seven Mile Road between Cardoni and Russell.

We are returning herewith Petition No. 5369 of the Liberty Temple requesting the temporary closing of the above described alley.

The temporary closing was recommended by the Community and Economic Development Department.

The petition was then referred to us for investigation and report; our report, accompanied by the original petition, is as follows:

All City departments and privately owned utilities have reported that they have no objections to the proposed closing as long as the resolution grants them right of ingress and egress to their facilities.

An appropriate resolution containing all of the necessary provisions including those recommended by the Community and Economic Development Department is attached for consideration by your Honorable Body.

Respectfully submitted,  
**LOUIS W. KLEI**  
 City Engineer

By Council Member Hood:

Resolved, that the Environmental Protection and Maintenance Department be and it is hereby authorized and directed to issue to the Liberty Temple, 1300 East Seven Mile Road, permits to close the easterly portion of the east-west alley, 16 feet wide, south of East Seven Mile Road, between Cardoni and Russell lying south of and abutting the southerly line of lots 293 to 297 and the easterly 12 feet of lot 292, and abutting the northerly line of lot 298, inclusive of the Cadillac Heights Subdivision as recorded in Liber 33, Page 81, Plats, Wayne County Records, on a temporary basis for a three year period which will expire on November 15, 1981;

Provided, that petitioner shall be subject to any tax which may be levied against him pursuant to law with regard to such use of public property, and further

Provided, petitioner furnishes an 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 providing for the faithful performance by the grantee of the terms hereof, and files same with the Finance Department, 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 street; that petitioner shall observe the rules of the Environmental Protection and Maintenance Department, and further subject to the following provisions:

The City of Detroit retains all rights and interests in the area herein temporarily closed;

The City and all utility companies retain their rights to establish, maintain, and service any utilities in said area of temporarily closed alley;

Provided, that at the expiration of said permit, all obstructions therein shall be removed at the expense of the grantee, and the public property affected shall be restored to a condition satisfactory to the Environmental Protection and Maintenance Department, by and at the permittee's expense, and further

Provided, this resolution is revocable at the will, whim, or caprice of the City Council, and further, that grantee acquires no implied or other privileges hereunder, not expressly stated herein.

Adopted as follows:

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

Nays — None.

#### Environmental Protection & Maintenance Department

November 3, 1978

Honorable City Council:

Re: Petition No. 6138, C. Berthiaume, et al. Vacation of the east-west alley west of Ward and south of Eight Mile Road.

The above petition requests the vacation of the above described east-west-alley, 20 feet wide. the petitioner has requested that his petition be changed from the vacation of the above mentioned public right-of-way to a request for the conversion of same to an easement for public utilities.

The requested conversion into easement for public utilities was approved by the Community and Economic Development Department. The petition was then referred to us for investigation and report. Our report, accompanied by the original petition is as follows:

The petitioner has made the following deposit with the City Treasurer, which has been credited to the department and account named, for the purpose indicated:

EPMD - Intersection Fund - Receipt No. A-1325A \$197.00 for the original cost of paving Ward Avenue at the intersection of the alley to be vacated.

The petitioner has also requested