

\*RECONSIDERATION (No. 3) per  
Motions before Adjournment.

**Department of Public Works**

September 20, 1982

Honorable City Council:

Re: Petition No. 1071 — Original New Grace Missionary Baptist Church. Request to maintain a building encroaching into alley at rear of 92 East Forest.

Your Committee of the Whole referred the above petition to this office for investigation and report. The Department of Public Works has made a field investigation of petitioner's request. Our findings are as follows:

Petitioner's lot is 155 feet deep. Petitioner wishes to maintain a building which encroaches 0.55 feet into the easement.

We find that the above request for permission to encroach into the easement complies with the policy adopted by your Honorable Body on February 23, 1965, J.C.C. Pages 348 and 349. An appropriate resolution is attached for consideration and adoption by your Honorable Body.

Respectfully submitted,

LOUIS W. KLEI,  
City Engineer

Approved:

JAMES W. WATTS,  
Director

By Council Member Cleveland:

Resolved, That the Department of Public Works be and it is hereby authorized and directed to issue permits to the Original New Grace Missionary Baptist Church to encroach into the right-of-way of the public alley at the rear of Lots 10 and 11, Block 34 of Brooks and Carlisle's Subdivision, Detroit, Wayne County, Michigan, as recorded in Liber 1, Page 245 of Plats, Wayne County Records, commonly known as 92 East Forest.

Encroachment to consist of the rear of the building wall, which encroaches 0.55 feet into the 20-foot-wide public alley, at the rear of the above described property;

Provided, That said permit shall be issued only after a certified copy of this resolution has been duly recorded by and at the petitioner's expense in the Office of the Register of Deeds for Wayne County, and further

Provided, That no right in the public alley shall be considered waived by this permission which is granted expressly on the condition that the building and all obstruction in connection therewith shall be removed at the expense of the grantee at any time when so directed by the City Council; and further

Provided, If at any time in the future

it becomes necessary to repair or replace the sewers or other utilities located or to be located in said alley by the acceptance of this permission, the owners for themselves, their heirs and assigns, waive claims for any damages to the encroaching installations and agree to pay the costs incurred in their removal, if their removal becomes necessary, and to restore the property affected to a condition satisfactory to the Department of Public Works at the owners' expense; and further

Provided, That this resolution is revocable at the will, whim or caprice of the City Council, and the grantees by the acceptance of this permission waive any right to claim damages or compensation for any structures constructed and maintained hereunder, or for removal of the same, and they acquire no implied nor any other privileges not expressly stated herein.

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Kelley, Mahaffey, Peoples, Ravitz, and President Pro Tem. Hood — 8.

Nays — None.

\*RECONSIDERATION (No. 4) per  
Motions before Adjournment.

**From the Clerk**

September 22, 1982

That on September 16, 1982, he presented that portion of the proceedings of September 15, 1982, which was "reconsidered" as is required by the Charter to be so presented to His Honor, the Mayor, for approval, and same was approved on September 16, 1982

That the proceedings of the Special Meeting of September 14, 1982, which were "reconsidered", were presented to His Honor, the Mayor, on September 15, 1982, and were "Neither Approved Nor Vetoed" by the Mayor on September 16, 1982.

Placed on file.

**From the Clerk**

September 22, 1982

Honorable City Council:

This is to report for the record that on September 20, 1982, a Public Hearing was held before the City Council, 13th Floor of the City-County Building, relative to the petition of Detroit Steel Treating Company (578), for expansion of Plant Rehabilitation District No. 84, in the area of 4716 Bellevue.

Council Members present: Clyde Cleveland, David Eberhard, Nicholas Hood, John W. Peoples, Mel Ravitz, President Henderson, and Maryann