

City Engineering Department
September 4, 1985

Honorable City Council:

Re: Petition No. 4087, Sie S. Nassor, Request to use berm for placing 4 decorative urns and a historical marker in front of 450 Grixdale between Woodward and Charleston.

We are returning herewith Petition No. 4807 of Sie S. Nassor requesting use of berm for placing 4 decorative urns and a historical marker in front of 450 Grixdale between Woodward and Charleston Avenues.

The City Engineering Department has consulted with the Community and Economic Development Department and the Department of Transportation regarding the above petition. All departments (the Berm Committee) have approved this request for berm use with certain restrictions.

The Department of Transportation will require a clear space of at least 30 inches be maintained between the curb and urns; also no part of urns may cover sidewalk.

An appropriate resolution containing the necessary conditions is attached for consideration by your Honorable Body.

Respectfully submitted,
CLYDE R. HOPKINS
Director

By Council Member Peoples:

Resolved, That the City Engineering Department be and it is hereby authorized and directed to issue permits to Sie S. Nassor to use a portion of 13 feet by 100 feet berm area along the north side of Grixdale Avenue between Woodward and Charleston Avenues for placement of 4 decorative urns and a historical marker in front of 450 Grixdale; property described as:

Lying south of and abutting the south line of Lot 89 of Grix Home Park Subdivision of easterly part of Lots 3 & 4 of Smith Farm Subdivision of the East 1/2 of the Northwest 1/4 and the North 1/2 of the Northeast 1/4 of Section 11 lying East of Woodward Avenue, T.1S, R.11E., Township of Greenfield, City of Detroit, Wayne County, Michigan as recorded in Liber 29, Page 53 of Plats, Wayne County Records;

Provided, That a certified copy of this resolution be recorded with the office of the Register of Deeds for Wayne County by and at the permittee's expense; and

Provided, That permittee at the time of obtaining said permits files 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 permission; and

Provided, That such use of public property shall be made under the rules and regulations of the City Engineering Department and the Department of Transportation and the Community and Economic Development Department; and

Provided, That said permission may be rescinded at any time it is deemed necessary by the Department of Transportation, and further, that the issuance of the permits shall not in any way waive the rights of the City to utilize the area for street widening or other purposes as may become necessary in the future; and

Provided, A clear space of at least 30 inches be maintained between the curb and urns; also no part of urns may cover sidewalk; 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 permits shall not be assigned or transferred without written approval of the City Council; and

Provided, That 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 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 and all obstructions in connection therewith 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 Departments by said permittee at their expense.

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Kelley, Peoples, Ravitz and President Pro Tem Hood — 7.

Nays — None.

City Engineering Department
September 6, 1985

Honorable City Council:

Re: Petition No. 4119, Eastern Market Beef Processing Corporation. Con-