

April 20

Provided, That no building or other structure is constructed in said alley; that petitioner shall observe the rules of the City Engineering 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 City Engineering 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 Collins, Eberhard, Hood, Kelley, Mahaffey, Peoples, Ravitz, and President Henderson — 8.

Nays — None.

### Community & Economic Development Department

April 5, 1988

Honorable City Council:

Re: Petition #1885—Werner Tool to renew for 5 years the temporary alley closure at 12300 E. McNichols and Dresden — J.C.C. P. 193, 1/28/81.

Investigation disclosed that the grant for the temporary closing of the above described alley has expired and the petitioner now wishes an extension of time. There have been no complaints since this alley closing has been in effect and no change in the conditions.

The Department of Transportation, Planning and Traffic Engineering Division and other interested City Departments have been contacted and there are no objections to the extension of time.

After careful consideration of all the factors involved, it is the recommendation of the Community & Economic Development Department that the temporary closing of the alley, as shown on the attached plan A 3243 be extended for an additional five (5) year period subject to all the provisions as they apply to the extension of a temporary closing.

Respectfully submitted,  
EMMETT S. MOTEN, JR.  
Director

By Council Member Eberhard:

Resolved, That the Department of City Engineering be and is hereby authorized and directed to issue permit to Werner Tool Co., owner of the property adjoining the alley herein concerned, to extend the closing of 20 feet wide alley at 12300 E. McNichols, Dresden on temporary basis for a period not exceeding five (5) years from April 1, 1988 in accordance with the Community and Economic Development Department Plan No. A3243.

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

Provided, petitioner first furnished 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 alley; that petitioner shall observe the rules and regulations of the Department of Public Works, and further subject to the following provisions;

The City of Detroit regains all rights and interests in the area herein temporarily closes;

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

Provided, that all 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 Department of Public Works be and at the permittee's expense, and further;

Provided, that grantee acquires no implied nor other privileges hereunder not expressly stated herein, and further;

Provided, this resolution is revocable at the will, whim or caprice of the City Council.

Adopted as follows:

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

Nays — None.