

first be deposited with said Department of Public Works and annually thereafter renewed on or before May 1 of each year, and this permit is subject to the terms of said ordinance; and further

Provided, That this resolution is revocable at the will, whim or caprice of the Common Council, and also the permit issued by virtue hereof, and the grantee hereby expressly waives any right to claim damages or compensation from the City of Detroit for property constructed hereunder or for the removal of same, and further, that grantee acquires no implied or other privileges hereunder not expressly stated herein.

Adopted as follows:

Yeas—Councilmen Bradley, Castator, Ewald, Littlefield, Watson and the President Pro Tem.—6.

Nays—None.

Permits.

To the Honorable the Common Council: Gentlemen—To your Committee of the Whole was referred the petition of Levine Waste Paper Co. (408) to erect canopy, projecting eight feet over building line in alley in rear of factory building on south side of Napoleon street, between Hastings and Rivard streets, and 12 feet above grade of alley. Structural plans having been corrected and approved by the Department of Buildings & Safety Engineering, your committee recommends that the petition be granted, and offer the following resolution.

Respectfully submitted,

W. P. BRADLEY,
Chairman.

By Councilman Bradley:

Resolved, That the Department of Buildings & Safety Engineering be and is hereby authorized and directed to issue a permit to Levine Waste Paper Co. to erect canopy, 75 feet long, projecting 8 feet over building line and 12 feet above grade of alley in rear of warehouse at 1016 Napoleon street;

Provided, That said work shall be performed under the supervision of the Department of Buildings and Safety Engineering and in accordance with plans submitted to and approved by said Department.

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 canopy and all obstructions in connection therewith shall be removed at the expense of the grantee at any time when so directed by the Common Council, and that the public property affected shall be restored to a condition satisfactory to said Department by said grantee at its expense; and further

Provided, That said permit issued by the Department of Buildings & Safety Engineering is granted with the distinct understanding that in the event of the charter of the City of Detroit being amended in such manner as will be amended in the levying of a fee, charge or rental, to be hereafter determined upon, or in the event of an ordinance or resolution being enacted providing for an annual charge or rental for the occupancy of public streets, alleys or other public places, that the grantee will pay said fee, charge or rental provided for in said charter, or ordinance or resolution, and that said grantee

does hereby bind himself thereunto and to accept said permit on the conditions hereby imposed, and in the event of the said grantee contesting the validity of said charter amendment, ordinance or resolution or of said fee, charge or rental, or upon refusal to pay same, this permit shall immediately become void; and further

Provided, This resolution is revocable at the will, whim or caprice of the Common Council and grantee hereby expressly waives any right to claim damages or compensation for property constructed hereunder or for the removal of same, and further, that grantee acquires no implied or other privileges hereunder not expressly stated herein.

Adopted as follows:

Yeas—Councilmen Bradley, Castator, Ewald, Littlefield, Watson, and the President Pro Tem.—6.

Nays—None.

Building Permits.

To the Honorable the Common Council: Gentlemen—To your Committee of the Whole was referred the petition of August Keppen (569), to brick veneer frame building at northwest corner of Fort St. and Springwells avenue, brick veneering necessitating the projection of building 4 inches over lot line. After consultation with the Department of Buildings & Safety Engineering, your Committee recommends that petition be denied.

Respectfully submitted,

W. P. BRADLEY,
Chairman.

Accepted and adopted.

Vacation of Alley.

To the Honorable the Common Council: Gentlemen—To your Committee of the Whole was referred the petition of Martin Radecke, (601) for vacation of the public alley, 18 feet wide, first west of Harbaugh avenue, extending from south line of Thaddeus street to north line of M. C. R. R. Exposition Spur. Your Committee finds that petitioner is the owner of lots 46 to 53, both inclusive, Kaier's sub. No. 2 of Part of P. C. 405, that the 18-ft. alley lying in rear of said lots was vacated Dec. 19, 1916 and the alley herein requested to be vacated, dedicated to the city in lieu of alley vacated Dec. 19, 1916. The balance of alley south of Thaddeus street having been vacated Feb. 21, 1922, on petition of Anton Kaier (8627), your committee recommends that petition be granted, provided grade separation waiver is filed covering said lots 46 to 53, and alleys above referred to.

Respectfully submitted,

W. P. BRADLEY,
Chairman.

By Councilman Bradley:

Resolved, That "All of the public alley, 18 feet wide, first west of Harbaugh avenue and extending from the south line of Thaddeus street to the north line of the Michigan Central Railroad Exposition Spur right-of-way, and adjoining the east 12 feet of Lot 53 of Kaier's sub. No. 2 of part of private claim 405, as recorded in Liber 30, page 93 of Plats of Wayne County Records," be and the same is hereby vacated;

Provided, Petitioner files with the City Clerk within 30 days from the date of the adoption of this resolution, an agreement waiving all damages which

may accrue to him as a result of the separation of grades, affecting lots 46 to 52, both inclusive, and the east 12 ft. of lot 53, of above mentioned sub., the public alley adjoining said lot, vacated by resolution adopted Dec. 19, 1916 (J. C. C. p. 1737), and the vacated alley herein described;

Resolved, That by reason of the vacation of the above described alley the City of Detroit does not waive any rights in the lateral sewer located in the said alley vacated by resolution adopted Dec. 19, 1916 (J. C. C. p. 1737); and further

Provided, That petitioner agrees to permit the City of Detroit to construct a sewer in the alley herein vacated, and to at all times have the right to enter upon the premises if found necessary on account of the sewers located in the alleys herein referred to, to repair same, and further

Provided, That petitioner shall not build over the above described alleys without first securing the approval of the Board of Health.

Adopted as follows:

Yeas—Councilmen Bradley, Castator, Ewald, Littlefield, Watson and the President Pro Tem—6.

Nays—None.

Vacation of Alley.

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of Samuel Rabinovitz (606), for the vacation of public alley south of Jefferson avenue and between Engel avenue and alley first east thereof. Your Committee finds that the above alley was vacated on Oct. 12, 1920, on petition of Hyman Block (5009), and petitioner having taken over the holdings of said block and agreeing to carry out all of the provisions of said resolution of Oct. 12, 1920, we recommend that petition be granted, and that said resolution of Oct. 12, 1920, be rescinded.

Respectfully submitted,

W. P. BRADLEY,
Chairman.

By Councilman Bradley:

Resolved, That the resolution presented by Councilman Nagel and adopted Oct. 12, 1920 (J. C. C. p. 1632), vacating "the public alley, first south of and parallel to Jefferson avenue and lying between the east line of Engel avenue and the west line of the alley first east thereof, extended northerly," provided petitioner, Hyman Block, deeded to the city for alley purposes, the southerly 10 feet of easterly 7.50 feet of lot 8, and southerly 18 feet of lot 10, Engel & Schwartz' sub. and extended lateral sewer arm in Engel avenue and rebuilt sewer in alley vacated and in alley east of Engel avenue, be and the same is hereby rescinded.

Adopted as follows:

Yeas—Councilmen Bradley, Castator, Ewald, Littlefield, Watson, and the President Pro Tem—6.

Nays—None.

By Councilman Bradley:

Resolved, That "the public alley, first south of and parallel to Jefferson avenue and lying between the east line of Engel avenue and the west line of alley first east thereof, extended northerly," be and the same is hereby vacated.

Provided, petitioner, Samuel Rabinovitz,

deeds to the City of Detroit for alley purposes, within 60 days from the date of the adoption of this resolution, "the southerly 10 feet of the easterly 7.50 feet of lot 8 and the southerly 18 feet of lot 10 of Engel & Schwartz' sub. of part of outlots 1 and 2 of the St. Jean Farm, P. C. 26, as recorded in liber 23, page 69, of Plats of Wayne County Records;" and further

Provided, That petitioner extends the lateral sewer arm in Engel avenue and rebuilds the sewer in the alley herein vacated and in that portion of the alley first east of Engel avenue, as recommended by the City Engineer, all work to be done at the sole expense of petitioner and under the supervision of the Department of Public Works.

Adopted as follows:

Yeas—Councilman Bradley, Castator, Ewald, Littlefield, Watson, and the President Pro Tem—6.

Nays—None.

TUESDAY, MARCH 21, 1922.

Chairman Castator submitted the following reports of Committee of the Whole for above date and recommended their adoption.

Vacation of Alley.

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of Egle Bros. Mfg. Co. (516), for the vacation of public alley lying between Belt Line R. R. and lots 27 to 33, of Alex. T. Fischer's sub., being situated on the northwest corner of Sylvester and Bellevue avenues. Your committee finds that the above is a blind alley, the outlet thereto having been vacated some time ago, and of no use to anyone except the owners of adjoining property. The Michigan Central R. R. have joined with petitioners as abutting property owners for the vacation of said alley, we recommend that petition be granted, and offer the following resolution.

Respectfully submitted,

FRED W. CASTATOR,
Chairman.

By Councilman Castator:

Resolved, That "All that part of the public alley, 10 and 20 feet wide, first west of and parallel to Bellevue avenue and lying between the north line of Sylvester avenue and the north line of lot 33, extended, of Fischer's subdivision of lots 1 and 2 of the sub. of lots 2 and 3 Back Concession of the Beaufait Farm, as recorded in Liber 11, page 8 of Plats of Wayne County Records," be and the same is hereby vacated;

Provided, Petitioners file with the City Clerk, within 30 days from the date of the adoption of this resolution, an agreement waiving all damages which may accrue to them as a result of the separation of grades, affecting lots 27 to 33, both inclusive, of the above-mentioned subdivision and the vacated alley herein described.

Adopted as follows:

Yeas—Councilmen Bradley, Castator, Ewald, Littlefield, Watson and the President Pro Tem—6.

Nays—None.