

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, Broderick, Castator, Dingeman, Murphy, Nagel, Stevenson and the President—8.

Nays—None.

Marquise

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of S. Plotkin (5258), to erect a marquise on the Morris Hotel at 120 West Montcalm st. After consultation with the Department of Buildings and Safety Engineering, your committee recommends that request be granted, and offers the following resolution.

Respectfully submitted,

FRANK B. BRODERICK.

Chairman.

By Councilman Broderick:

Resolved, That the Department of Buildings and Safety Engineering be and is hereby authorized and directed to issue a permit to Samuel Plotkin to erect a marquise, 8 feet wide, 22 feet 7 inches long, on the Morris Hotel at 120 West Montcalm st., provided same is not less than 8 feet 6 inches clear above the sidewalk, and that the structural features are in accordance with the ordinances of that department.

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 marquise 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 and

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 provide for 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, Broderick, Castator, Dingeman, Murphy, Nagel, Stevenson and the President—8.

Nays—None.

Streets

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of R. Tremaine (5097), relative to condition of Klinger ave. Your committee is advised by the Department of Public Works that this street will be repaired and placed in a passable condition as soon as possible, and we therefore recommend that further consideration of the matter be indefinitely postponed.

Respectfully submitted,

FRANK B. BRODERICK.

Chairman.

Accepted and adopted.

Vacation of Goldengate Ave. and Alleys

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred communication from the City Plan Commission of November 18, 1924, relative to the vacation of certain property in Judson Bradway's John R. Street Subdivision No. 1. After further consultation with the City Plan Commission, and careful consideration of the matter, your committee

concur in the recommendation of that Commission, and recommends that the street and alleys be vacated in accordance with the following resolution.

Respectfully submitted,

FRANK B. BRODERICK,
Chairman.

By Councilman Broderick:

Resolved, That "all that part of public alley, 9 feet wide, adjoining the northerly line of lots 76 to 81, both inclusive, and adjoining the northerly line of the easterly 12 feet of lot 75 of Judson Bradway's John R. Street Subdivision No. 1, being a subdivision of part of the N. W. $\frac{1}{4}$ of N. W. $\frac{1}{4}$ of Section 12, T. 1, S. R. 11 E., as recorded in Liber 44, Page 86 of Plats of Wayne County Records."

Also "all of public alley, 9 feet wide, adjoining the easterly line of lots 81 and 82 of last mentioned subdivision."

Also "all of the public alley, 18 feet wide, adjoining the northerly line of the easterly 12 feet of lot 89, the northerly line of lot 90, and the northerly line of the westerly 9 feet of lot 91 of last mentioned subdivision."

Also "all of the public alley, 9 feet wide, adjoining the northerly line of the easterly 21 feet of lot 91, and adjoining the northerly line of lots 92 to 99 both inclusive of last mentioned subdivision."

Also "all of the public alley, 10 feet wide, adjoining the easterly line of lots 99 and 100 of last mentioned subdivision."

Also "all that part of Goldengate ave., 50 ft. wide, lying between the easterly line of last mentioned subdivision and a line extended south from the southerly line of the easterly 12 feet of lot 89 of last mentioned subdivision," be and the same are hereby vacated to become a part and parcel of the adjoining property,

Provided, That petitioner deeds to the City of Detroit for alley purposes "the westerly 18 feet of lots 75 and 89 of last mentioned subdivision," and further

Provided, That by reason of the vacation of the above described street and alleys, the City of Detroit does not waive any rights in the lateral sewer located in the alleys aforesaid, and shall at all times have the right to enter upon the premises if found necessary on account of the sewer located therein to repair same, and provided further, that petitioner shall not build over the above described alley without first securing the approval of the Board of Health, and further

Provided, The petitioner files with the City Clerk within 30 days from the date of the adoption of this resolution, an agreement waiving all grade separation damages which may occur to them affecting lots

97, 98, 99, 100, 101 and 102, of last mentioned subdivision and the vacated street and alleys herein described, and further

Resolved, That the City Controller be and is hereby authorized and directed to execute a quit claim deed covering the property vacated herein.

Adopted as follows:

Yeas—Councilmen Bradley, Broderick, Castator, Dingeman, Murphy, Nagel, Stevenson and the President—8.

Nays—None.

RESOLUTIONS AND ORDINANCES:

By Councilman Broderick:

Resolved, That the City of Detroit join the National Rivers and Harbors Congress for the purpose of taking care of legislation relating to the inland waterways, and further,

Resolved, That the Controller be and is hereby directed to draw a warrant upon the Contingent Fund for the sum of \$500.00 to cover the fee.

Adopted as follows:

Yeas—Councilmen Bradley, Broderick, Castator, Dingeman, Murphy, Nagel, Stevenson and the President—8.

Nays—None.

By Councilman Broderick:

Whereas, The Inland Waterways Congress will assemble in the City of Washington on December 10th and 11th, and

Whereas, The City of Detroit has been requested to appoint a delegate to represent said City and to address said Congress on the subject "The Great Lakes as Related to the Industrial Development of Detroit," therefore be it,

Resolved, That Councilman William P. Bradley be appointed to represent the City of Detroit at the Inland Waterways Congress which will assemble in the City of Washington on December 10th and 11th.

Adopted as follows:

Yeas—Councilmen Broderick, Castator, Dingeman, Murphy, Nagel, Stevenson and the President—7.

Nays—None.

Councilman Bradley was excused from voting.

By Councilman Broderick:

Resolved, That resolution of November 11, 1924, (J. C. C., p. 2643), directing the City Controller to enter into contract with the Detroit Edison Co. for furnishing heat for the Wayne County Jail, City Service Building and Board of Health, be and the same is hereby rescinded for the purpose of correction.

Adopted as follows:

Yeas—Councilmen Bradley, Broderick, Castator, Dingeman, Murphy,