

Vacation of Strip of Land

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of William Snook (4740), for the vacation of a strip of land formerly part of the alley in the block south of Porter Street and east of 24th Street. After consultation with the City Plan Commission, and consideration of the request, your committee recommends that same be granted, and offers the following resolution.

Respectfully submitted,
SHERMAN LITTLEFIELD,
Chairman.

By Councilman Littlefield:

Resolved, That "the westerly 15 ft. of public alley, adjoining the easterly line of lots 29 and 30 of the Subdivision of lot 43, G. B. Porter Farm, as recorded in Liber 1, page 21 of Plats of Wayne County Records" be and the same is hereby vacated to become a part and parcel of the adjoining property.

Provided, Petitioner reimburses the owners to the extent of the value of any utilities now installed in said alley which it may be necessary to abandon, due to the closing of same, or bears the entire expense of relocating or rerouting any public utilities now installed in said alley, which it may be necessary to relocate or reroute due to the closing of same, and further

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

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

Adopted as follows:

Yeas—Councilmen Bradley, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President—8.

Nays—None.

FRIDAY, SEPTEMBER 7

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

Areaways

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition

of the Dime Savings Bank (4804), to construct a coal chute and ash hoist in the public alley at the rear of new building at the southeast corner of Gratiot and Harper avenues. After consultation with the Department of Public Works, and consideration of the request, your committee recommends that same be granted, recommends the following resolution, and offers the following resolution.

Respectfully submitted,
FRED W. CASTATOR,
Chairman.

By Councilman Castator:

Resolved, That the Department of Public Works be and is hereby authorized and directed to issue a permit to the Dime Savings Bank to construct a coal chute, 3 ft. 6 in. long extending 3 ft. 3 in. into public alley, and one ash hoist, 10 ft. 9 in. long extending 3 ft. 9 in. into public alley at the rear of new building at the southeast corner of Gratiot and Harper avenues.

Provided, That said work shall be performed under the supervision of the Department of Public Works 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 areaways 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 Public Works 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