

nue. After consultation with the Department of Buildings and Safety Engineering, and consideration of the request, your committee recommends that same be denied.

Respectfully submitted,

GEO. A. WALTERS,  
Chairman.

Accepted and adopted.

#### Plats

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Verner, Wilhelm & Molby (5059), submitting plat of Southfield Gate Subdivision. Same having been approved by the City Plan Commission and City Engineer, your committee recommends that the plat be approved, and offers the following resolution.

Respectfully submitted,

GEO. A. WALTERS,  
Chairman.

By Councilman Walters:

Resolved, That "Plat of Southfield Gate Subdivision, a subdivision of the N. E.  $\frac{1}{4}$  of the N. E.  $\frac{1}{4}$  of Section 2, T. 1 S. R. 10 E., City of Detroit, Wayne County, Michigan," (Verner, Wilhelm & Molby, 5059), be and the same is hereby accepted and approved, and the Commissioner of Public Works be and he is hereby directed to sign and approve said plat.

Adopted as follows:

Yeas—Councilmen Bradley, Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President—9.

Nays—None.

#### Signs on Marquise

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Serlin & Company (5872), to erect signs on the marquise at 12888 East Jefferson avenue. After consultation with the Department of Buildings and Safety Engineering, and careful consideration of the request, your committee recommends that same be granted, and offers the following resolution.

Respectfully submitted,

GEO. A. WALTERS,  
Chairman.

By Councilman Walters:

Resolved, That the Department of Buildings and Safety Engineering be and is hereby authorized and directed to issue a permit to Serlin & Company to erect two signs, 5 ft. 11 in.

long, on the ends, and one sign 34 ft. long, on the face of marquise at 12888 East Jefferson avenue, said signs to read "Serlin & Co., Music-Radio."

Provided, That said work shall be performed under the supervision of the Department of Buildings and Safety Engineering 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 signs 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, Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President—9.

Nays—None.

#### Vacation of Alley

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Fred E. Burdette and Grafton I. Bur-

dette, co-partners, doing business as the F. E. Burdette Coal Co. (5074), for the vacation of a portion of the alley south of the Pere Marquette R., between Burnette and Monica avenues, petitioner to deed a new 20 ft. outlet to Burnette ave. Your committee is advised by the City Plan Commission that all abutting or interested property owners have consented to the closing of this alley, and after consideration of the request, we recommend that same be granted, and offer the following resolution.

Respectfully submitted,

GEO. A. WALTERS,  
Chairman.

By Councilman Walters:

Resolved, That "all of public alley 10 feet wide adjoining the northeasterly line of lots 693 and 694 of Stoeppel's Greenfield Highlands Subdivision of a part of the Southeast Quarter of Section 33, T. 1 S., R. 11 E., as recorded in Liber 31, page 1 of Plats of Wayne County Records."

Also "all of public alley adjoining the easterly line of lots 694 to 701, both inclusive, and adjoining the easterly line of the northerly 10 feet of lot 702 of said subdivision," be and the same are hereby vacated to become a part and parcel of the adjoining property.

Provided, Petitioner deeds for alley purposes "the southerly 20 feet of lot 702 of said subdivision," and further

Provided, that by reason of the vacation of the above described alleys, the City of Detroit does not waive any right in the lateral sewers located in alleys 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 alleys without first securing the approval of the City Engineer and the Board of Health, and further

Provided, Petitioner agrees to pay into the City Treasury whatever expense may have been incurred by the City in the matter of paving, curbing, crosswalks, sidewalks, etc., within the lines of alleys herein vacated, as may be certified by the City Engineer, and further

Provided, that in the event the alley described as "the southerly 20 feet of lot 702" is ordered graded and paved, the entire expense of such grading and paving shall be borne by Petitioner, and further

Provided, Petitioner reimburses the owners to the extent of the value of any utilities now installed in said alleys 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 alleys, which it may be necessary to relocate or reroute due to the closing of same, and further

Provided, that petitioner files with the City Clerk within 30 days from the date of the adoption of this resolution an agreement in writing waiving all damages which may accrue to lots 693 to 702, both inclusive, and lots 775 to 779, both inclusive, of last mentioned subdivision and alleys herein vacated by reason of grade separation, 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, Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President—9.

Nays—None.

#### Vacation of Alley

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of William A. Marion M. and Rose Fixel, Lambrecht, Kelly Co., and Melvina M. Woodruff (3926), for the vacation of a portion of the alley in the block south of Milwaukee ave. between Hastings and St. Antoine streets. After consultation with the City Plan Commission, and careful consideration of the matter, your committee concurs in the recommendation of that commission that so much of the alley as lies east of the outlet to Milwaukee ave. be vacated, and therefore offers the following resolution.

Respectfully submitted,

GEO. A. WALTERS,  
Chairman.

By Councilman Walters:

Resolved, That "all of public alley 10 feet wide adjoining the southerly line of the easterly 87.76 feet of lot 144 of Patrick McGinnis Subdivision of lots 1, 2, 3, 4, 5, 6, 7, 8 and 9 of McCune's Subdivision of part of fractional Section 31 as recorded in Liber 4 Page 93 of Plats of Wayne County Records."

Also, "all of public alley adjoining the southerly line of the westerly 6.0 feet of the easterly 93.76 feet of lot 144 of said Patrick McGinnis Subn."

Also "all of public alley adjoining the southerly line of the westerly 32.0 feet of the easterly 125.76 feet of lot 144 of said Patrick McGinnis Subdivision heretofore mentioned," be and the same are hereby vacated to become part and parcel of the adjoining property.

Provided, That by reason of the vacation of the above described alleys

the City of Detroit does not waive any right in the lateral sewers located in alleys 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 alleys without first securing the approval of the City Engineer and the Board of Health, and further,

Provided, Petitioner agrees to pay into the City Treasurer whatever expense may have been incurred by the City in the matter of paving, curbing, cross walks, side walks, etc., within the lines of alleys herein vacated as may be certified by the City Engineer, and further,

Provided, Petitioner reimburses the owners to extent of the value of any utilities now installed in said alleys 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 alleys, which it may be necessary to relocate or reroute due to the closing of same, and further,

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

Adopted as follows:

Yeas—Councilmen Bradley, Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President—9.

Nays—None.

#### Vacation of Strip of Land

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Ginsberg Brothers (5919), for an additional extension of time of three months to pay for a vacated strip of land at Glendale and Montville avenues. After consideration of the request, your committee recommends that same be granted, and offers the following resolution.

Respectfully submitted,

GEO. A. WALTERS,  
Chairman.

By Councilman Walters:

Resolved, That the City Treasurer be and he is hereby authorized and directed to accept from Ginsberg Brothers the sum of \$1,013.20 in payment for a strip of land at Glendale and Montville aves., vacated by resolution adopted July 17th, 1928 (J. C. C. p. 1900), provided said amount is paid within three months from the date of the adoption of this resolution.

Adopted as follows:

Yeas—Councilmen Bradley, Callahan, Castator, Dingeman, Ewald,

Kronk, Littlefield, Walters and the President—9.  
Nays—None.

TUESDAY, NOVEMBER 20

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

#### Banners

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of the Detroit Tuberculosis Sanatorium (5922), to place banners on the city hall during the Christmas seal campaign. After consideration of the request, your committee recommends that same be granted, and offers the following resolution.

Respectfully submitted,

W. P. BRADLEY,  
Chairman.

By Councilman Bradley:

Resolved, That permission be and is hereby granted the Detroit Tuberculosis Sanatorium to place banners on the front and the four corners of the City Hall during the Christmas seal campaign.

Adopted as follows:

Yeas—Councilmen Bradley, Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President—9.

Nays—None.

#### Banners

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of the Kessler Sales & Service Co. (5921) to string a banner across the street at 3830 West Vernor Highway to advertise the showing of new automobiles. After consideration of the request, your committee recommends that same be granted, and offers the following resolution.

Respectfully submitted,

W. P. BRADLEY,  
Chairman.

By Councilman Bradley:

Resolved, That the Public Lighting Commission be and is hereby authorized and directed to issue a permit to the Kessler Sales & Service Co. to string a banner across the street at 3830 West Vernor Highway to advertise the showing of new automobiles, said banner to be in place for a period of two weeks.

Provided, The banner is erected under the supervision of the Public Lighting Commission, and is removed at the expiration of the two weeks period.