

tion system in grantee's building on the south side of Dewey Ave.

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, and further

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 water line 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 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 Dingeman, Dorais, Ewald, Hamilton, Lodge, Van Antwerp and the President—7.

Nays—None.

Vacation of Alley

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of the Michigan Tool Company (2252) for the vacation of Covert and Drake Streets and alleys east of Carrie Avenue, petitioner offering to dedicate

certain land in return. After consultation with the City Plan Commission and careful consideration of the matter, your committee recommends that same be granted and offers the following resolution.

Respectfully submitted,

ROBT. G. EWALD,
Chairman.

By Councilman Ewald:

Resolved, That all that part of Covert Avenue, Drake Avenue, and public alleys east of Carrie Avenue between McNichols Road and Brimson Avenue, more particularly described as that part of Covert Avenue, 50 feet wide lying between the northerly line of Lots 280 to 286, both inclusive, and the southerly line of Lots 219 to 225, both inclusive, all of Plat of Newkirk and Darling's Subdivision of Lots 52, 53, 54, 55, 56, 57 and part of Lots 41, 42, 43, 44, 45, 46, 47, 48, 49, 50 and 51 of P. W. Norris and W. A. Ennis' Subdivision of part of the South East $\frac{1}{4}$ of Section 9, Town 1 South Range 12 East Michigan Meridian, as recorded in Liber 13, Page 69 of Plats of Wayne County Records.

Also all that part of Drake Avenue, 50 feet wide lying between the northerly line of Lots 212 to 218, both inclusive, and the southerly line of Lots 151 to 157, both inclusive, all of last mentioned subdivision.

Also all of public alley 15 feet wide lying between the northerly line of Lots 287 to 293, both inclusive, and the southerly line of Lots 280 to 286, both inclusive, all of the last mentioned Subdivision.

Also all of public alley 15 feet wide lying between the northerly line of Lots 219 to 225, both inclusive, and the southerly line of Lots 212 to 218, both inclusive, all of last mentioned subdivision.

Be and the same are hereby vacated to become part and parcel of the adjoining property

Provided, Owners in fee deed to the City of Detroit the southerly 18 feet of Lot 58 of Map and Plat of P. W. Norris and W. A. Ennis Addition to the Village of Norris as recorded in Liber 3, Page 95 of Plats of Wayne County Records.

Also the southerly 18 feet of Lots 287 to 293, both inclusive, of Plat of Newkirk and Darling's Subdivision of Lots 52, 53, 54, 55, 56, 57 and part of Lots 41, 42, 43, 44, 45, 46, 47, 48, 49, 50 and 51 of P. W. Norris and W. A. Ennis' Subdivision of part of the South East $\frac{1}{4}$ of Section 9, Town 1 South Range 12 East, Michigan Meridian, as recorded in Liber 13, Page 69 of Plats of Wayne County Records. To be used for Street purposes.

Also the northerly 5 feet of Lots 151 to 157, both inclusive, of last men-

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tioned Subdivision to be used for alley purposes, and

Also the westerly 20 feet of the northerly 139 feet of Lot 58 of Map and Plat of P. W. Norris and W. A. Ennis' Addition to the Village of Norris, heretofore mentioned. To be used for alley purposes, and further

Provided, Petitioners deposit with the City Treasurer the sum of \$150.00 being the estimated cost of relocating the existing blow-off outlets to a new point on Carrie Avenue, said sum to be credited to Water Board Revenue Account, and further

Provided, Petitioners deposit with the Permit Division of the Department of Public Works the sum of \$293.10, being the estimated cost of removing existing return at Drake Avenue, and for building sidewalks at all alleys and streets herein vacated, and further

Provided, Owners in fee file with the City Clerk within 30 days an agreement in writing waiving any and all claims for damages which may arise due to the separation of grades affecting all of property herein described, and further

Provided, That by reason of the fact that all sewers in the streets and alleys herein vacated are used solely by the petitioners, the City of Detroit hereby waives all its rights and interests to said sewers and is hereby relieved from further maintenance and repairs to same, and further

Provided, Petitioners reimburse the owners to the extent of the value of any utilities now installed in said streets and alleys which it may be necessary to abandon due to the closing of same or bear the entire expense of relocating or rerouting any public utilities in said streets and alleys which it may be necessary to relocate or reroute due to the closing of same, and further

Resolved, That upon compliance with the above provisions the City Controller be and is hereby directed to issue Quit Claim deed to Michigan Tool Company, a Michigan Corporation as owner in fee of adjoining property.

Adopted as follows:
Yeas: Councilmen Dingeman, Ewald, Hamilton, Lodge, Van Antwerp and the President—7.
Nays: None

Vacation of Alley
To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of the Ditzler Color Company (2250), for the vacation of public alleys in block bounded by Cloverlawn, Oakman, D. T. R. R., West Chicago and

P. M. R. R. of W. After consultation with the City Plan Commission and careful consideration of the matter, your committee recommends that same be granted and offers the following resolution.

Respectfully submitted,
ROBT. G. EWALD,
Chairman.

By Councilman Ewald:

Resolved, That all of the public alleys in block bounded by Cloverlawn Avenue, Oakman Boulevard, D. T. R. R., West Chicago Avenue and P. M. R. R. of W., more particularly described as all of said public alleys 9, 10 and 20 feet wide adjoining Lots 74 to 96, both inclusive, of Robert Oakman Land Company's Plymouth Ave., and Oakman Highway Subd'n. of Lots 5 and 6 of the Subdivision of the E. 1/2 of the N. W. 1/4 of Sec. 33, T. 1 S. R. 11 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 55, Page 80 of Plats of Wayne County Records.

Be and the same are hereby vacated to become part and parcel of the adjoining property.

Provided, Petitioners deposit with the Permit Division of the Department of Public Works the sum of \$368.18 to reimburse the City for the expense incurred in the original paving of alley intersections in Cloverlawn Avenue and Oakman Boulevard within the lines of the alleys herein vacated, said sum to apply on the cost of removing existing returns with incidental grading, new sidewalks and curb replacement, and further

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

Provided, That the existing detector check pit on the fire line in the alley south of the P. M. R. R. be removed from its present location to a new location adjacent to Oakman Boulevard when same becomes necessary, and further

Provided, Owners in fee file with the City Clerk within 30 days an agreement in writing waiving any and all claims for damages which may arise due to the separation of grades affecting all property herein vacated, and further

Provided, Petitioners reimburse 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 bear the entire expense of relocating or rerouting any public utilities in said alleys which it may be necessary to relocate or reroute due to the closing of same, and further

Resolved, That upon compliance with the above provisos the City Controller be and is hereby directed to issue Quit Claim Deed to Ditzler Color Company, a Michigan Corporation, as owner in fee of adjoining property.

Adopted as follows:

Yeas—Councilmen Dingeman, Dorais, Ewald, Hamilton, Lodge, Van Antwerp and the President—7.
Nays—None.

MONDAY, JULY 15

Chairman Van Antwerp submitted the following reports of Committee of the City Council for above date, and recommended their adoption.

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred a petition of Leona Smith et al for separate maintenance for the House of Correction in consultation with that Department, City Controller, and careful consideration of the matter your Committee recommends that petition be denied.

Respectfully submitted,
EUGENE I. VAN ANTWERP
Chairman

Accepted and adopted.

Marqueses and Signs

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of the Moss Investment Co. (2578), for permit to erect a marquise and a vertical projecting sign on building at 12930 E. Warren Ave. After consultation with the Department of Buildings and Safety Engineering, and the Fire Marshal, and careful consideration of the requests, your committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,
EUGENE I. VAN ANTWERP,
Chairman.

By Councilman Van Antwerp:

Resolved, That the Department of Buildings and Safety Engineering be and it is hereby authorized and directed to issue a permit to the Moss Investment Company to erect a marquise and sign on its new building at 12930 E. Warren Avenue between

Gray and Dickerson Aves. as follows: A "V" shaped sign, 42 ft. x 5 ft. over-all, of the vertical projecting type, inner edge of which is to be placed on the building line, with a maximum projection of approximately 4 ft. over the sidewalk.

A marquise of trapezoidal shape over building entrance, to extend along Warren Ave. and around the corner a short distance on Dickerson; length along face of building to be about 46 ft. on Warren Ave. and 15 ft. on Dickerson Avenue; maximum projection to be approximately 12 ft. over the sidewalk which is 15 feet wide.

Provided, That no red illumination of intermittent flashing lighting shall be used on said marquise or sign, and further

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, and further

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 vertical projecting sign 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, 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, That this resolution is revocable at the will, whim or caprice of the Common Council and also permit issued by virtue hereof, and grantee hereby expressly waives any