

each applicant and pay into the City Treasury the sum of ~~Two (\$2.00)~~ **THREE (\$3.00)** Dollars for each dog. All licenses under this ordinance shall expire upon the first day of February following their issue.

Sec. 2. This ordinance is declared necessary for the preservation of the public peace, health, safety and welfare and is hereby given immediate effect.

Approved:

NATHANIEL H. GOLDSTICK,
Corporation Counsel

Read twice by title, ordered printed and laid on the table.

Department of Public Works

October 29, 1959

Honorable Common Council:

Gentlemen — We are returning herewith the petition of M. R. Tandy, No. 3031, requesting the vacation of the east-west public alley south of Noble Street between Brooklyn and Hobson Avenues. The vacation of said alley was approved by the City Plan Commission and the petition was then referred to this office by Your Committee of the Whole for investigation and report.

We wish to advise that our investigations are completed.

As per our directive, the petitioner deposited with the City Treasurer, the sum of \$54.22, Receipt No. C-13552, credited to the Street Maintenance Fund Code No. 143-6241, said amount being the original cost of paving the west one-half of Hobson Avenue at the intersection of the alley to be vacated.

The petitioner requested that the paved alley return at the entrance to the alley to be vacated remain in its present status as the petitioner plans to utilize same and has agreed by letter filed with the original petitioner to pay all costs incidental to the removal of the returns at such time in the future as the removal becomes necessary.

Proper provisos are incorporated into the vacating resolution protecting the City's interests in the sewers located in the above-mentioned alley to be vacated.

All other City departments and privately owned utility companies reported that they will be unaffected by the vacation of said alley or that they have reached satisfactory agreements with the petitioner regarding their installations therein.

We recommend the adoption of the attached resolution.

Respectfully submitted,
GLENN C. RICHARDS,
Commissioner

By Councilman Rogell:

Resolved, That all of the east-west public alley, 10 feet wide, south of Noble Street between Brooklyn and Hobson Avenues as platted in Crane and Wesson's Subdivision of Outlot 25 Labrosse Farm, North of Grand River Road as recorded in Liber 1,

Page 1 of Plats, Wayne County Records, lying north of and adjoining the north line of Lot 40 and south of and adjoining the south line of Lots 38 and 39 and south of adjoining the south line of the west 12 feet of Lot 37, all of the above mentioned subdivision.

Be and the same is hereby vacated as a public alley to become a part and parcel of the adjoining property subject to the following provisions:

1) Provided, That by reason of the vacation of the above-described alley, the City of Detroit does not waive any rights to the 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, alter, or service same, and further,

2) Provided, That if a building is to be constructed over said sewer, the sewer shall be replaced with cast iron pipe of the same size, rerouted or encased in 6 inches of Class "A" concrete, or in lieu of the above, such work shall be done as will be specified by the City Engineer, all of the work mentioned to be done under the supervision and inspection of the Department of Public Works and all costs entailed, to be borne by the petitioners, their successors, or assigns and further,

3) Provided, That no buildings shall be constructed over said sewer without the prior approval of such building construction by the City Engineer and the Department of Buildings and Safety Engineering; and further,

4) Provided, That in the event that the sewer located in said alley, if built upon, shall break causing damage to any construction above, the petitioners and their assigns, by acceptance of the permit for building over said sewer, waive all claims for damages to such construction and agree to pay all costs incident to the repair of said broken sewer; and further

Resolved, That at any time in the future the removal of the paved alley return at the entrance of the vacated alley becomes necessary, the entire cost of such removal shall be paid by Murray R. Tandy, his heirs, executors, administrators or assigns.

Adopted as follows:

Yeas — Councilmen Carey, Connor, Patrick, Rogell, Smith, Wise and President Beck—7.

Nays—None.

Department of Public Works
October 30, 1959

Honorable Common Council:

Gentlemen—This is to certify that all work required of the Contractors in the performance of these Contracts has been fully completed and found acceptable under the terms and conditions thereof, and that the total value of such completed work, in-