

protecting the City of Detroit harmless from any and all claims, damages or expenses that may arise by reason of the issuance of said permits and the faithful performance by the permittee of the terms thereof, and in addition to pay all claims, damages or expenses that may arise out of the maintenance of said permission; and

PROVIDED, That such use of said public property shall be made under the rules and regulations of the City Engineering Division, EPMD, and the Department of Transportation in accordance with plans approved by those departments and the Community and Economic Development Department; and

PROVIDED, That said permission may be rescinded at any time it is deemed necessary by the Department of Transportation, and further, that the issuance of the permits shall not in any way waive the rights of the City to utilize the area for street widening or other purposes as may become necessary in the future; and

PROVIDED, Concrete bumpers are installed parallel to the sidewalk to prevent vehicular traffic on the sidewalk; and

PROVIDED, That all construction costs be borne by permittee; and

PROVIDED, That all parking spaces shall not in any way waive the requirements of the Zoning Ordinance regarding off-street parking; and

PROVIDED, That this resolution is revocable at the will, whim or caprice of the City Council and permittee hereby expressly waives any right to claim damages or compensation for removal of encroachment; and further that permittee acquires no implied or other privileges hereunder not expressly stated herein; and

PROVIDED, That these permits shall not be assigned or transferred without written approval of the City Council; and

PROVIDED, That the securing of the necessary permits referred to herein shall be construed as acceptance of the terms of this resolution by the permittee; and

PROVIDED, That a certified copy of this resolution be recorded with the office of the Register of Deeds for Wayne County by and at permittee's expense;

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 encroachment and all obstructions in connection therewith shall be removed at the expense of the permittee at any time when so directed by the City Council, and that the public

property affected shall be restored to a condition satisfactory to said Departments by said permittee at his expense.

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Hood, Kelley, Mahaffey, McFadden, Rogell, and President Henderson — 9.

Nays — None.

Environmental Protection & Maintenance Department

January 6, 1978

Honorable City Council:

Re: Conversion to Easement of Certain Residential Alleys.

The petitions listed below request the conversion of the described alleys into easements for public utilities:

Petition No. 3649 — Petitioner Mark J. Rose, etal — Location The north-south alley in the block bounded by Duchess, Casino, Laing, and Morang

Petition No. 5508 — Petitioner Richard T. Fasse, etal — Location A portion of the east-west alley in the block bounded by Duchess, Craft, Whitehill, and Mogul

Petition No. 5553 — Petitioner Mrs. Robertson, etal — Location The north-south alley in the block bounded by Puritan, Cruse, Pilgrim, and Ardmore

Petition No. 5618 — Petitioner Willie Jones, etal — Location The north-south alley in the block bounded by Florence, Stansbury, Puritan, and Cruse

Petition No. 4116 — Petitioner Jean Williams, etal — Location The north-south alley in the block bounded by Pilgrim, Tracey, Midland, and Lesure

Petition No. 5393 — Petitioner Viola Morales, etal — Location The north-south alley in the block bounded by Grove, Ardmore, Florence, and Free-land

Petition No. 4449 — Petitioner T. E. Francis, etal — Location The north-south alley in the block bounded by Mettetal, St. Marys, Majestic, and Di-versey

The requested conversions into easements for public utilities were approved by the Community and Economic Development Department. The petitions were then referred to us for investigation and report. Our report, accompanied by the original petitions, is as follows:

All City departments and privately-owned utility companies reported that they will be unaffected by the conversions into easements of said alleys.

The adoption of the attached resolution is recommended.

Respectfully submitted,

JAMES W. WATTS
Director

By Council Member Mahaffey:

WHEREAS, The City Council has been petitioned to convert certain residential alleys into easements for public utilities which are listed below:

Petition No. 3649 — Mark J. Rose, etal, for all of the north-south public alley, 18 feet wide, in the block bounded by Duchess, Laing, Morang, and Casino, abutting the rear line of lots 553 to 565 and lots 584 to 596 all inclusive of the Seven Mile Cadieux Subdivision No. 4 being part of P.C. 122, City of Detroit, Wayne County, Michigan, as recorded in Liber 58, Page 99, Plats, Wayne County records; also

Petition No. 5508 — Richard T. Fasse, etal, for all that part of the east-west alley, 18 feet wide, in the block bounded by Duchess, Craft, Whitehill, and Mogul, abutting the rear line of lots 938 to 948 and the westerly 10 feet of lot 937 and abutting the rear line of lots 949 to 959 all inclusive of the Park Drive Subdivision No. 3 as recorded in Liber 54, Page 10, Plats, Wayne County records; also

Petition No. 5553 — Mrs. Robertson, etal, for all that part of the north-south alley, 17 feet wide, in the block bounded by Puritan, Cruse, Pilgrim, and Ardmore, the easterly 9 feet of said alley abuts the rear line of lots 223 to 230 of the "Groveland Subdivision" of part of the northeast $\frac{1}{4}$ of the southeast $\frac{1}{4}$ of Section 18, T.1S., R.11E., Greenfield Township, Wayne County, Michigan, as recorded in Liber 35, Page 93, Plats, Wayne County records; and abuts the rear line of lots 7 to 11 of the Puritan University Subdivision of the north 10 acres of the northeast $\frac{1}{4}$ of the southeast $\frac{1}{4}$ of Section 18, T.1S., R.11E., Detroit, Michigan, as recorded in Liber 49, Page 39, Plats, W.C.R.; also the westerly 8 feet of said alley abuts the rear line of lots 40 to 47 of the Vereecke Estate Subdivision of part of the northwest $\frac{1}{4}$ of the southeast $\frac{1}{4}$ of Section 18, T.1S., R.11E., Greenfield Township, Wayne County, Michigan, as recorded in Liber 47, Page 53, Plats, W.C.R.; and abuts the rear line of lots 89 to 93 of the Sunset Manor Subdivision of the north $\frac{1}{4}$ of the northwest $\frac{1}{4}$ of the southeast $\frac{1}{4}$ of Section 18, T.1S., R.11E., Greenfield Township, Michigan, as recorded in Liber 46, Page 9, Plats, W.C.R.; also

Petition No. 5618 — Willie Jones, etal, for all of the north-south alley, 18

feet wide, in the block bounded by Florence, Stansbury, Puritan, and Cruse, abutting the rear line of lots 98 to 111 and lots 118 to 131 all inclusive of the Monnier - College Park Subdivision of the south $\frac{1}{2}$ of the southeast $\frac{1}{4}$ of the northeast $\frac{1}{4}$ of Section 18, T.1S., R.11E., Detroit, Wayne County, Michigan, as recorded in Liber 49, Page 18, Plats, W.C.R.; and abutting the rear line of lots 119 to 123 and lots 166 to 170 of the College Grove Subdivision of part of the east $\frac{1}{2}$ of the northeast $\frac{1}{4}$ of Section 18, T.1S., R.11E., Detroit, Michigan, as recorded in Liber 53, Page 17, Plats, W.C.R.; also

Petition No. 4116 — Jerlean Williams, etal, for all the north-south alley, 16 feet wide, in the block bounded by Pilgrim, Tracey, Midland, and Leisure, abutting the rear line of lots 56 to 72 and lots 89 to 105 all inclusive of the Groveland Subdivision of part of the northeast $\frac{1}{4}$ of the southeast $\frac{1}{4}$ of Section 18, T.1S., R.11E., Greenfield Township, Wayne County, Michigan, as recorded in Liber 35, Page 93, Plats, W.C.R.; also

Petition No. 5393 — Viola Morales, etal, for all of the north-south alley, 16 and 18 feet wide, in the block bounded by Grove, Ardmore, Florence, and Freeland, abutting the rear line of lots 198 to 210 and lots 250 to 262 all inclusive of Heiden and Cunningham Palmer Grove Subdivision as recorded in Liber 45, Page 58, Plats, W.C.R.; and abutting the rear line of lots 803 to 811 and lots 812 to 820 all inclusive of the Inglewood Park Subdivision No. 5 as recorded in Liber 59, Page 71, Plats, W.C.R.; and abutting the rear line of lots 135 to 138 all inclusive of the Charles Engel Subdivision as recorded in Liber 45, Page 64, Plats, W.C.R.; also

Petition No. 4449 — T. E. Francis, etal, for all of the north-south alley, 16 feet wide, in the block bounded by Mettetal, St. Marys, Majestic, and Diversey Avenues, abutting the rear line of lots 162 to 181 and lots 227 to 246 all inclusive of the Morin Park Subdivision No. 1 of part of the west $\frac{1}{2}$ of the west $\frac{1}{2}$ of the south-east $\frac{1}{4}$ of Section 1, T.2S., R.10E., Dearborn Township, Wayne County, Michigan, as recorded in Liber 41, Page 94, Plats, Wayne County records,

Therefore be it

RESOLVED, be and the same are hereby vacated as public alleys and are hereby converted into public easements of the full width of the alleys, which easements shall be subject to the following covenants and agreements, uses, reservations and regulations, which shall be observed by the

owners of the lots abutting on said alleys and by their heirs, executors, administrators and assigns, forever to wit:

FIRST, said owners hereby grant to and for the use of the public easements or rights of way over said vacated public alleys hereinabove described for the purposes of maintaining, installing, repairing, removing, or replacing public utilities such as water mains, sewers, gas lines or mains, telephone, electric light conduits or poles or things usually placed or installed in a public alley in the City of Detroit, with the right to ingress and egress at any time to and over said easements for the purpose above set forth,

SECOND, said owners for their heirs and assigns further agree that no buildings or structures of any nature whatsoever including but not limited to concrete slabs or driveways, retaining or partition walls (except necessary line fence) shall be built or placed upon said easements, nor any change of surface grade made, without prior approval by the Environmental Protection and Maintenance Department,

THIRD, that if at any time in the future the owners of any lots abutting on said vacated alleys shall request the removal and/or relocation of any existing poles or other utilities in said easements, such owners, upon whose property the poles or other utilities are located shall pay all costs incidental to such removal and/or relocation, unless such charges are waived by the utility owners,

PROVIDED FURTHER, that if any utility located or to be located in said property shall break or be damaged as a result of any action on the part of the petitioner or assigns (by way of illustration but not limitation), such as storage of excessive weights of materials or construction not in accordance with Section 2, mentioned above, then in such event the petitioner or assigns will be liable for all costs incidental to the repair of such broken or damaged utility, and be it further

RESOLVED, That the City Clerk is hereby directed to send a copy of this resolution to the Detroit Edison Company, the Michigan Bell Telephone Company, and the Michigan Consolidated Gas Company.

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Hood, Kelley, Mahaffey, McFadden, Rogell, and President Henderson — 9.
Nays — None.

Department of Health

January 5, 1978

Honorable City Council:

Re: Acceptance of Grant — Veneral Disease Program.

On several previous occasions your Honorable Body has authorized the Detroit Health Department to accept grants from the Michigan Department of Public Health for the operation of its Veneral Disease Program. The most recent grants received covered the period July 1, 1976 to December 31, 1977.

The Health Department has now been offered a grant of \$172,681 from the Michigan Department of Public Health extending the program for the period January 1, 1978 to September 30, 1978. This grant will provide for the salaries and fringe benefits of medical personnel employed in the clinic. The total program allocation for the period October 1, 1977 to September 30, 1978 as a result of this award is \$215,000.

May we, therefore, request authority to accept this grant from the Michigan Department of Public Health for the period January 1, 1978 to September 30, 1978 in the amount of \$172,681 in accordance with the foregoing communication.

Respectfully submitted,

WILLIAM CLEXTON,

Public Health Director

Approved:

W. I. STECHER

Budget Director

G. F. FISCHER

Deputy Finance Director

By Council Member Cockrel:

RESOLVED, That the Department of Health be and is hereby authorized to accept the grant of \$172,681 from the Michigan Department of Public Health for the operation of the Veneral Disease Program for the period January 1, 1978 to September 30, 1978, and be it further

RESOLVED, That the Finance Director be and is hereby authorized and directed to establish accounts, transfer funds and honor vouchers and payrolls when presented in accordance with the foregoing communication.

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Hood, Kelley, Mahaffey, McFadden, Rogell, and President Henderson — 9.

Nays — None.

Municipal Parking Department

January 6, 1978

Honorable City Council:

Re: Sunday Parking for Downtown