

or otherwise carried into the premises where such dance or entertainment is permitted.

(b) That the room where liquor or other alcoholic beverage is kept on the premises is complete separated from the portion of the premises where such minors are permitted dancing or entertainment and entrance thereto is barred by locked or sealed doors. Entrance to such area shall be separate from other portions of the premises.

(c) That such area shall have separate toilet facilities for both sexes accessible from the dance or entertainment area as herein described.

(d) That minors under seventeen years of age may be admitted if accompanied by a parent or guardian; provided further that such parent or guardian shall remain on the premises with such minor.

(e) That a permit is secured for each dance or entertainment from the ~~commissioner~~ CHIEF of police of the city who shall not issue such permit unless the premises is a suitable and proper place in which minors may congregate and that the dance or entertainment is suitably and properly supervised in accordance with article 5 of this chapter.

(f) That operators shall comply with the provisions of chapter 53 regulating rental halls.

Sec. 5-4-11 Dancing and entertainment prohibited during certain hours.

No dancing or entertainment shall be permitted in any cabaret or club cabaret or Group B cabaret between the hours of 2:00 A.M. and 7:30 A.M., Eastern Standard Time; provided that the exceptions in the Michigan Liquor Control Act governing hours of operation on December 24th and 25th annually and the regulations of the state liquor control commission governing hours of operation on January 1st shall prevail on the aforementioned dates.

Sec. 5-4-12 Inspection of premises by police and other city departments.

The operator or person in charge shall at all times open every portion of any cabaret, club cabaret, Group B cabaret or limited cabaret for inspection by the police department or other city departments for the purpose of enforcing any of the provisions of this article.

Sec. 5-4-14 Promulgation of and compliance with rules and regulations.

The police chief is hereby authorized to make other reasonable rules and regulations governing the maintenance and operation of any place or establishment regulated by this arti-

~~cle where dancing or entertainment is permitted. Any such place or establishment which fails to abide by and comply with the rules and regulations shall be denied permission for dancing or entertainment, and such failure shall be deemed good and sufficient cause for the summary suspension by the consumer affairs department of the license issued pursuant to this article until such time as a hearing may be had for the revocation of such license. A hearing on a summary suspension shall be made available to the licensee if requested, within seventy two hours from notice of suspension.~~  
REPEALED

Sec. 5-4-16 Violations.

It shall be unlawful for any person to violate any provision of this article including any rules and regulations adopted by the police department hereunder or to aid and abet another to violate such provisions, rules or regulations.

Section 2. All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed. This ordinance is declared necessary for the preservation of the public peace, health, safety and welfare of the people of the City of Detroit.

Approved:

MARK R. ULICNY

Deputy Corporation Counsel

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

Resolution Setting Hearing

By Council Member Collins:

Resolved, That a Public Hearing will be held by this body in the Committee Room, 13th Floor of the City-County Building on THURSDAY, September 30, 1982, AT 10:30 A.M., for the purpose of considering the advisability of adopting the foregoing proposed ordinance to amend Chapter 5, Article IV of the City Code, relative to the classification and regulation of all cabarets within the City of Detroit.

All interested persons are invited to be present and heard as to their views.

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Kelley, Mahaffey, Peoples, Ravitz, and President Pro Tem. Hood — 8.

Nays — None.

Law Department

September 9, 1982

Honorable City Council:

Re: Amended Resolution-Alley Conversions Petitions Nos. 4037 and 823, 5344, 5682, 5846 and 5903.

On July 22, 1981 (J.C.C. Page 1804), May 26, 1982 (J.C.C. Pages 1296-1303) and July 14, 1982 (J.C.C. Pages 1725-

1733) your Honorable Body adopted resolutions for the conversion of alleys into easements. The purpose of this amended resolution is to reflect either a change to a partial or whole alley closing.

Respectfully submitted,  
**JOSEPH N. BALTIMORE**  
 Supervising Assistant  
 Corporation Counsel

Approved:

**MARK ULICNY**

Deputy Corporation Counsel

By Council Member Kelley:

WHEREAS, the following petitions have been filed with the City Council, signed by not less than two-thirds of the owners of properties respectively abutting the alleys as herein described, pursuant to ordinance for the purpose of determining the advisability of these alley vacations.

NOW THEREFORE, BE IT  
 PETITION NO. 4037.

**CONVERSION OF THE NORTH/SOUTH and EAST/WEST ALLEYS IN THE BLOCK BOUNDED BY ARTESIAN, STAHELIN, SAWYER AND TIREMAN AVENUES.**

Resolved that all that part of the eighteen (18) foot wide alley, running North/South in the block bounded by ARTESIAN, STAHELIN, SAWYER AND TIREMAN AVENUES abutting Lots 345 to 360, both inclusive, on the East of said alley and Lots 361 to 376, both inclusive, on the West of said alley in the RICHLAND PARK SUBDIVISION, of the North 40 acres of the Southeast  $\frac{1}{4}$  of Section 2 and the South  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of Section 2, Town 2 South, Range 10 East, Dearborn Township, Wayne County, Michigan, as recorded in Liber 41, Page 63 of Plats, Wayne County Records; Also, abutting Lots 507 to 520, both inclusive, on the West of said alley and Lots 621 to 634, both inclusive, on the East of said alley, in the WARRENDALE SUBDIVISION NO. 1, being a subdivision of part of the Southeast  $\frac{1}{4}$  of Section 2, Town 2 South, Range 10 East, Dearborn Township, Wayne County, Michigan, as recorded in Liber 45, Page 14 of Plats, Wayne County Records; Also, an eighteen (18) foot wide alley running East/West and abutting Lots 520 and 621 on the North of said alley and Lots 521 to 527, both inclusive, and Lots 614 to 620, both inclusive, on the South of said alley in the WARRENDALE SUBDIVISION NO. 1, as described above.

PETITION NO. 5344.

**CONVERSION OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY FAUST, PENROD,**

**TIREMAN AND BELTON AVENUES;**  
 RESOLVED, that all that part of the eighteen (18) foot wide alley, running North/South, in the block bounded by FAUST, PENROD, TIREMAN AND BELTON AVENUES, abutting Lots 205 to 217, both inclusive, on the East of said alley and Lots 218 to 230, both inclusive on the West of said alley, in the RICHLAND PARK SUBDIVISION, of the North 40 acres of the Southeast  $\frac{1}{4}$  of Section 2 and the South  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of Section 2, Town 2 South, Range 10 East, Dearborn Township, Wayne County, Michigan, as recorded in Liber 41, Page 63 of Plats, Wayne County Records;

PETITION NO. 5682.

**CONVERSION TO EASEMENT OF THE NORTH/SOUTH and EAST/WEST ALLEY IN THE BLOCK BOUNDED BY RUTHERFORD, PREVOST, ACACIA AND GRAND RIVER AVENUES;**

RESOLVED, that all that part of the sixteen (16) foot wide alley, running North/South, in the block bounded by RUTHERFORD, PREVOST, ACACIA AND GRAND RIVER AVENUES, abutting Lots 158 to 173, both inclusive, on the East of said alley, in the BRENTWOOD SUBDIVISION, of part of the West  $\frac{1}{2}$  of the East  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$  and the South part of the Northeast  $\frac{1}{4}$  of Section 24, Town 1 South, Range 10 East, Redford Township, Wayne County, Michigan, as recorded in Liber 36, Page 37 of Plats, Wayne County Records; Also abutting Lots 86 to 101, both inclusive, on the West of said alley, in the HEHL'S BRENTWOOD SUBDIVISION, of part of the Southeast  $\frac{1}{4}$  and the Southerly part of the Northeast  $\frac{1}{4}$  of Section 24, Town 1 South, Range 10 East, Redford Township, Wayne County, Michigan, as recorded in Liber 40, Page 98 of Plats, Wayne County Records; Also, abutting a sixteen (16) foot wide alley running East/West, abutting Lot 173 on the South of said alley in the BRENTWOOD SUBDIVISION, as described above in Liber 36, Page 37; Also, abutting the South 44.5 feet of Private Lot 54 on the North of said alley, Township of Redford, Section 24, Wayne County Records.

PETITION NO. 5846.

**CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY ROCKDALE, OUTER DRIVE, KENDALL AND ACACIA AVENUES;**

Resolved, that all that part of the sixteen (16) foot wide alley, running

North/South, in the block bounded by ROCKDALE, OUTER DRIVE, KENDALL AND ACACIA AVENUES, abutting Lots 726 to 735, both inclusive, on the West of said alley and Lots 796 to 805, both inclusive, on the East of said alley in the B.E. TAYLOR'S BRIGHTMOOR CANFIELD SUBDIVISION, lying South of Grand River Avenue, being a part of the East ½ of the East ½ of Section 21, Town 1 South, Range 10 East, Redford Township, Wayne County, Michigan, as recorded in Liber 47, Page 63 of Plats, Wayne County Records.

PETITION NO. 5903.

CONVERSION TO EASEMENT OF THE NORTH/SOUTH and EAST/WEST ALLEYS IN THE BLOCK BOUNDED BY WALTHAM, GOULBURN, STATE FAIR AND FAIRMOUNT AVENUES;

Resolved, that all that part of the eighteen (18) foot wide alley, running North/South in the block bounded by WALTHAM, GOULBURN, STATE FAIR AND FAIRMOUNT AVENUES, abutting Lots 377 to 388, both inclusive, on the East of said alley and Lots 400 to 411, both inclusive, on the West of said alley in the GRANGWOOD GARDENS SUBDIVISION NO. 1, a subdivision of the Southwest ¼ of the Northeast ¼ of Section 2, Town 1 South, Range 12 East, City of Detroit, Wayne County, Michigan, as recorded in Liber 59, Page 53 of Plats, Wayne County Records; Also, the twenty (20) foot wide alley running East/West, abutting Lot 388 on the North of said alley and Lots 389 to 394, both inclusive, on the South of said alley, in the GRANGWOOD GARDENS SUBDIVISION NO. 1 as described above.

Be and the same is hereby vacated as a public alley and is hereby converted into a public easement of the full width of the alley, which easement 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 alley and by their heirs, executors, administrators and assigns, forever to wit:

FIRST, said owners hereby grant to and for the use of the public easement or right-of-way over said vacated public alley hereinabove described for the purpose 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 easement for the purpose above set forth.

SECOND, said utility easement or right-of-way in and over said vacated alley hereinabove described shall be forever accessible to the maintenance and inspection forces of the utility companies, or those specifically authorized by them for the purpose of inspecting, installing, maintaining, repairing, removing, or replacing any sewer conduit, water main, gas line or main, telephone or light pole or any utility facility placed or installed in the utility easement or right-of-way. The utility companies shall have the right to cross or use the driveways and yards of the adjoining properties for ingress and egress at any time to and over said utility easements with any necessary equipment to perform the above mentioned tasks, with the understanding that the utility companies shall use due care in such crossing or use, and that any property damaged by the utility companies other than that specifically prohibited by this resolution shall be restored to a satisfactory condition.

THIRD, 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 fences) shall be built or placed upon said easement, nor any change of surface grade made, without prior approval by the Department of Public Works.

FOURTH, that if at any time in the future the owners of any lots abutting on said vacated alley 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 3, mentioned above, then in such event the petitioner or assigns shall be liable for all costs incidental to the repair of such broken or damaged utility and be it further

RESOLVED, that the City Clerk shall, within 30 days, record a certified copy of this resolution with the Wayne County Register of Deeds, and shall

send a certified copy to the State Treasurer, and shall further transmit a copy of this resolution to the City Engineer, to the Law Department and to the Department of Public Works; and be it further

RESOLVED, that upon the receipt of a copy of the resolution, the Law Department shall notify the owners of the property abutting on such alley or portion thereof and other necessary parties that the alley or portion thereof have been vacated and converted in easement for utilities; and be it further

RESOLVED, that upon the receipt of a copy of the resolution, the City Engineer shall correct the official city maps and records; and be it further

RESOLVED, that upon the receipt of a copy of the resolution, the Department of Public Works shall adjust its garbage and refuse collection services accordingly.

Approved:

MARK ULICNY

Deputy Corporation Counsel

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Kelley, Mahaffey, Peoples, Ravitz, and President Pro Tem. Hood — 8.

Nays — None.

#### Law Department

September 13, 1982

Honorable City Council:

Re: Patricia A. Clark, widow of Michael Johnson, dec'd. vs. City of Detroit.

The Law Department has reviewed the above entitled workers' compensation matter, the facts and particulars of which are contained in the memorandum.

From that review, it is our opinion that a settlement in the amount of \$14,000.00 is in the best interest of the City of Detroit.

Respectfully submitted,  
FRANK W. JACKSON, III

Supervising Assistant  
Corporation Counsel

By Council Member Mahaffey:

Resolved, That the Finance Director be and he is hereby authorized and directed to draw his warrants upon the proper fund in favor of Patricia A. Clark and her attorneys, Glotta, Adelman, Dinges, Davis & Riley, P.C., in the total sum of \$14,000.00 in full payment of any and all claims they may have against the City of Detroit by reason of any injuries or occupational diseases and their resultant disabilities incurred or sustained as the result of Michael Johnson (dec'd.)'s past employment with the

City of Detroit and that said amount be paid upon presentation by the Law Department of a redemption order approved by the Workers' Compensation Department of the State of Michigan.

Approved:

MARK R. ULICNY

Deputy Corporation Counsel

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Kelley, Mahaffey, Peoples, Ravitz, and President Pro Tem. Hood — 8.

Nays — None.

#### Law Department

September 2, 1982

Honorable City Council:

Re: Lavonne Sheffield vs. City of Detroit.

The Law Department has reviewed the above entitled workers' compensation matter, the facts and particulars of which are contained in the memorandum.

From that review, it is our opinion that a redemption in the amount of \$9,000.00 is in the best interest of the City of Detroit.

Respectfully submitted,  
FRANK W. JACKSON, III

Asst. Corp. Counsel

By Council Member Mahaffey:

Resolved, That the Finance Director be and he is hereby authorized and directed to draw his warrants upon the proper fund in favor of Lavonne Sheffield and Michael D. Wiseman, Esquire, her attorney in the total sum of \$9,000.00 in full payment of any and all claims which they may have against the City of Detroit by reason of any injuries or occupational diseases and their resultant disabilities incurred or sustained as a result of Lavonne Sheffield's past employment with the City of Detroit and that said amount be paid upon presentation by the Law Department of a redemption order approved by the Workers' Compensation Department of the State of Michigan.

Approved:

MARK R. ULICNY

Deputy Corporation Counsel

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Kelley, Mahaffey, Peoples, Ravitz, and President Pro Tem. Hood — 8.

Nays — None.

#### Law Department

September 1, 1982

Honorable City Council: