

Beverly

the recommendations of the village engineers, as funds become available.

(Continued from 3-A)
act immediately, the county would go ahead with its original plan to place the metering point at 13 Mile and Southfield.
This would mean that no taps could be made into the area east of this point.
The council moved to make the improvements in accordance with

THEY ALSO agreed to the discontinuance at a future date of the present metering point at Southfield and 14 Mile roads, provided there would be no adverse effect on the water system at that time. They moved to enter into an agreement with the water authority to permit the construction and connections.

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Suit Charges Violations of Zoning Laws

A suit has been filed in Oakland County Circuit Court by Y. C. Smith against the Chester Co. in an alleged violation of Birmingham zoning ordinances. Named as codefendants are the City of Birmingham, the building inspector for Birmingham and the Birmingham Zoning Board of Appeals.

The suit charges the Chester Co. is in violation of the city ordinance governing off-street parking and the required setback from abutting property. Smith owns property adjacent to the Chester Co.

It also charges the City of Birmingham and the building inspector with nonfeasance in allowing the Chester Co. to be in violation of the ordinance that will result in "immediate and irreparable loss, damage and injury" to Smith.

THE PROPERTY involved is in the block bounded by Townsend, Pierce, Brown and Hemietta. Both Smith and the Chester Co. own land in the block.

A hearing is scheduled for today in circuit court on the issuance of an injunction against the Chester Co. to stop work on the construction of its building until the suit is settled. A temporary injunction was issued last Friday by Judge William J. Beer.

On July 8, city commissioners declared necessity for construction of an alley running in an east-west direction in the block.

SMITH AND the Chester Co. have been in disagreement over the amount of land to be taken from their properties for the alley right-of-way.

The Chester people had sought a 12-foot split with the 13 feet coming from their property. Smith had wanted a five-foot split with the 15 feet coming from the Chester property.

Commissioners settled on the 13-foot split from the Pierce entrance to an even ten-foot split at the other end of the alley.

The suit says that on July 15 the Birmingham building inspector approved plans for a building to be constructed by the Chester Co. "which will be occupied for a use requiring the receipt and/or distribution in vehicles of materials and when completed will occupy almost the entire area of the land except for the area needed for the alley."

Smith charges the Chester Co. did not provide for the necessary area required for off-street loading under the zoning ordinance. He also asserts that the building inspector approved the structure 10-foot set back of the required from the westerly boundary of the property.

He charges the City has done nothing to require the Chester Co. to comply with the zoning ordinance even though "they know, or should know," of the alleged violations.

Although Smith has filed an application with the zoning board of appeals on the violation, he sought the injunction because he feels there will have been substantial construction of the building completed before the board can hear the case.

The suit also calls for the City to revoke all building permits and zoning ordinance compliance permits issued to the Chester Co. until the building's plans have been made to comply with the city's zoning ordinances.

The University of Michigan was the first major university to admit women (1870)

Driver Training Course to Start

The driver training course in the Birmingham Public School District will begin Saturday, Sept. 14, and continue through Saturday, Jan. 25, 1954.

Private and parochial students should apply at either Groves High School or Seaholm High School, whichever school they would attend if they were in public school, officials reported. Applications should be made in the counseling offices no later than Friday, Sept. 6.

The program will be offered at both Groves and Seaholm. Each school will accommodate 120 students per semester.

THOSE ELIGIBLE are students 15 or older, who will be in grades ten or above. In the event that more students register than can be handled in our present facilities, the older students will receive priority.

Seaholm and Groves students may enroll when they return to school next week.

Home

(Continued from 1-A)

home's location directly across from The Community House would make a good buffer for the residential character of the neighborhood and would "lessen the impact of the view of a sea of cars and macadam."

It suggests the building be kept as public property with the title held by the City of Birmingham.

Under the Atlanta plan the home would be rented at a nominal cost to nonprofit community organizations who would maintain their files, share a telephone and secretarial help.

The letter said the society already had "enthusiasm and interest from nonprofit organizations who might rent space."

RENTS RECEIVED would be used to pay utilities and maintain the structure. Any revenue not needed for operation would go into the City's general fund. The project would cost the City nothing.

Under the Atlanta plan the home would be used for parking spaces without disturbing the house.

"We believe Atlanta Society is competent to administer the project for the City; subject, of course, to the complete approval of the commission."

"We have many capable members who have long been active in civic affairs, who would be glad to serve on this project. We are familiar with the building and believe its interior arrangement ideally suited for the purpose we have suggested."

The group proposed a two-year trial of the offer after which the house could either be continued to be operated by the society or transferred to the City or The Community House.

In addition to Bowden the letter was also signed by Rev. John H. Albrecht, H. F. Klein, Mrs. Brooks Marshall, Philip G. Moon, John P. O'Hara, Jr., William B. Saunders, Robert S. Swanson and Mrs. W. Ogden Vogt.

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And Woodward Birmingham

NEW CLUB LISTS PROJECTS West Bloomfield Dads Push Physical Fitness

A small group of business executives and professional men from West Bloomfield township, concerned over the lack of a genuine physical fitness program in their school district, have formed a corporation called the West Bloomfield Dad's Club.

According to the directors of the newly formed club, the physical fitness program in the West Bloomfield School District is in need of help from the community.

The president of the new club, Nelson O'Shaughnessy, 5535 Old Orchard Trail, said that club members had carefully reviewed their plans with the board of education which has given its full approval and support.

He added that tests and surveys conducted throughout the nation have shown a definite need for improvement in physical education programs and pointed out that many schools have already started programs in this direction.

The immediate goals of the club include the provision of adequate equipment for the athletic teams, a better physical education program for girls, better equipment for the high school gym, promotion of all athletic events and generation of enthusiasm for these events.

THE ORGANIZATION will function as a permanent and continuing group and intend to serve the community in the best interest of physical education for youth, O'Shaughnessy said.

Formation of the new club is a direct result of President Kennedy's appeal to the nation to show interest in the health and physical fitness of American youth, O'Shaughnessy said.

B'ham to Send Two Delegates to League Convention

Mayor Pro Tem Robert W. Page and Commissioner Ralph A. Main will be Birmingham's representatives at the Michigan Municipal League's convention on Mackinac Island, Sept. 5-7.

More than 1,000 municipal officials, wives and guests are expected to attend the league's 65th annual convention.

Legislative implementation of the new state constitution will be the key item of discussion at the three-day meeting.

The league, which was organized in 1899, is made up of 430 cities and villages in Michigan and is dedicated to the advancement of some rule and to the improvement of municipal government.

Speakers for the convention include Gov. George Romney, Attorney General Frank J. Kelley, Robert Briscoe, former Lord Mayor of Dublin, Ireland, and other top state and national officials.

Plan Board Asked to Study Hazel Vacation

A request to vacate Hazel St. between Elm and Hunter Blvd. was referred to the plan board Monday night by Birmingham city commissioners.

The request was made by Mr. and Mrs. Joseph M. Davidson and Donald Davidson through their attorney, William I. Liberson.

Liberson said his clients proposed to build commercial development on the property abutting Hazel that would necessitate the use of the street as a parking lot.

City Planner William R. Brownfield said he did not know the type of commercial development the property owners were considering constructing on the site.

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