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HEARING ON PETITION NO. 71-4 BY B AND W REALTY, INC. FOR A CHANGE IN ZONING FROM R-12 TO R-MH AND B-1 OF A PARCEL OF LAND CONTAINING 193 ACRES LOCATED ON THE NORTH SIDE OF OLD CONCORD ROAD AT FAIRHAVEN DRIVE, AND BEING ALSO LOCATED AT THE END OF DONNA DRIVE EXTENDING TO THE REAR OF LOTS ON NEAL DRIVE AND DOUGHTERTY DRIVE.

The public hearing was held on the subject petition on which a protest petition has been filed and found sufficient to invoke the 3/4 Rule requiring the affirmative vote of six (6) Councilmen in order to rezone the property.

Mr. Fred Bryant, Assistant Planning Director, advised this is the first petition that has been filed for the new mobile home district which was installed in the ordinance in November, 1970.

He stated the subject petition consists of approximately 192 acres and is an irregular shaped parcel of land which has frontage on the Old Concord Road, and lies between the Old Concord Road and U. S. Highway 29. The property is vacant and is surrounded by several different types of uses. On the in-town side it is basically vacant property with the exception of some single family residences scattered through the area; there is a large concentration of existing mobile home usage in an area with frontage on Old Concord Road; there are several industrial usages consisting of a sand and gravel facility; Davey Tree Company has its facilities in the area, and two or three single family residences. Over near U. S. 29 is the new city water tank on City of Charlotte property. Adjoining the property on the northwest side is a subdivision on Neal Drive, Owen Boulevard and Gray Drive. Neal Drive is for the most part unopened, with the first part being open and the remainder unopened so that in effect the property immediately adjacent to the subject tract is vacant. The remainder of the subdivision is developed with a number of single family residences. To the north of the property it is predominately vacant with a scattering of single family housing and a more concentrated amount along Rocky River Road. The closest concentration of developed property lies between the subject property and Old Concord Road is northeast of the subject property on streets such as Kings George Drive, Donna Drive, Branch Hill Circle and Fairhaven Drive which borders the subject property. He stated the railroad parallels Old Concord Road and other than that, the area is vacant land.

Mr. Bryant stated in the vicinity of Orr Road and Old Concord Road is a large area of existing I-2 zoning. The I-2 zoning includes the area that is developed for mobile home usage. Buffering and adjacent to the I-2 zoning is an area of I-1 zoning which comes up to the subject property and I-1 zoning along the northerly boundary of the I-2 zoning coming all the way over to U. S. 29. Along U. S. 29 is a solid strip of B-2 zoning extending through the area. There is I-1 zoning on the east side of the railroad, and all the remainder of the property, including the subject property is zoned R-12. He stated there is a small patch of B-1 zoning at the intersection of Torrence Grove Church Road and Old Concord Road and a small area of R-12MF at the intersection of Rocky River Road.

Mr. Bryant called attention to the development plan, and stated the plan as originally filed and the request as originally filed and as still before Council, involves a small area of business zoning requested on Old Concord Road. In their development plan it was shown as a commercial center. In the process of discussing the contents of the plan they came back with some changes in the development plan taking into consideration some of the adjoining land use features and noticing the business area so that the plan they now present will not have the business area shown on it but will have residential usage proposed for that area.

Mr. Henry Harkey, Attorney for the petitioner, stated the proposal involves some \$2.0 million; over 1/2 million has been expended to-date. The Company that proposes to develop the property is a publicly held company and stock is

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sold on the open market. He stated to his knowledge, no member of this Council or the Planning Commission owns any stock in this company and none has any conflict of interest. He stated a public official cannot have a conflict of interest unless he has a direct interest or an indirect interest in the subject matter before him.

Mr. Harkey stated the present land use is as Mr. Bryant has presented it. That they do not propose a trailer camp; they propose a mobile home community; a subdivision where every residence will look similar to the one of which he passed around a picture. He called attention to some aerial photographs, and pointed out the entrance on Old Concord Road; the trailer camp which was built under the old rules prior to 1962. He stated their entrance is adjacent to this trailer camp. He stated they will make a new entrance going to U. S. 29 and just before you get to their entrance you ride up to the railroad. If you are going from Charlotte you turn left and go into their tract and you turn right and run into the train. Adjacent to that track, and just before you reach their entrance is a chemical plant. He passed around a picture showing trailer in the back yard of one of the protestants.

He stated they propose to furnish housing for people who need housing that possibly can take the place of some housing that is being built at a heavy cost today which does not look any better and does not use any better. Their housing will not cost the taxpayers any money and will not cost the government any money.

He stated the subject property has been idle for many years; it is zoned R-12 and is over-zoned. There is no sanitary sewer. The property adjacent to it on the road has been developed. This big tract is the closest one into Charlotte in the perimeter area and also the closest one outside the College perimeter area and will serve the college; it is an ideal tract for mobile home development. It is 190 acres and the land lays good. He stated they are not asking for a change from residential to a business classification but they ask for a change from R-12 to R-MH. That the mobile home community lots have to be subdivided in the manner and follow all the rules of R-9. So, in effect, it would change the classification from R-12 to R-9 as far as the lots for sale go and as far as the lots for rent they ask for the community concept.

Mr. Harkey stated they will have two entrances. One will be 60 feet wide on Old Concord Road, and one 60 feet wide on new Concord Road; it will be a dedicated right of way. To the left of it is a motel and to the right is the new city water tank. On Old Concord Road they will enter off the railroad track next to the chemical factory. He stated even though maps might show lots subdivided, the aerial map shows that this development, more than 20 years old, has never succeeded; the streets remain unpaved and undeveloped. One reason is they have difficulty with their perk test and cannot get permits for septic tanks to develop it; and it cannot grow. Time has proven it is not going to go for further single family. He stated the wooded area is 400 to 500 feet wide between the line and the single family homes. He presented another aerial photograph showing the entrance from Old 29 Highway and stated it is the other side of the property showing the other residential side. He stated there are three houses next to their property, and those three houses face the street as shown on the map. That their entrance will go over further and they will cut lots with an R-15 zoning classification; that they will put 15,000 square foot lots for single family homes facing these three homes. They propose to build 15 conventional houses facing these three homes, and they will not put a mobile home facing any single family house. They will cut single family lots to face the single family residences and let their own single family lots go back to back to the mobile home lots on the street.

Mr. Harkey passed around a proposed land use plan which he stated has been discussed with the professional planning staff and which has had the benefit and advice of Jack Pentec on design; it has had the advise of Charles Davis,

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professional engineer; they have much professional opinion as to land use. He stated the longest side of their property is zoned I-1; it has not been developed except near the primary roads. He pointed out the rental park areas which will occupy about 1/2 of their property. All of the proposed rental park borders on the current industrial zoning. They will provide screening between this industrial zoning and their park which will be 30 feet of shrubbery and trees. He stated in the subdivision area they will not have more than 3 lots per acre; that these lots will be larger than most single lots in the City at this time. He referred to the area next to Fairhaven Drive which had been proposed for business and stated this will be left as single family residential as a buffer; that there will be some 15 lots and each will have 15,000 square feet and will face the three houses located on Fairhaven Drive. He stated approximately 200 feet of the area which has a steep 30-foot drop off will be left as a natural park. That if you go to the end of Donna Drive you will see to get to their property you will have a drop of some 30 feet; this is where the 200 feet natural park will be; adjacent to that, they will build their park. He stated their park will include golf, swim club, baseball fields and park areas.

Mr. Harkey stated they have six people who border on this property; two whose sides border them and four with the back bordering their property. He stated in each case they provide adequate buffer and a buffer in excess of what is required in the zoning. There will be no street congestion because of the entrances planned. The size and development does not effect the adjacent property; this development will help balance the area by bringing in the sewer and bringing in the roads. They will use the land as it lies; they will not damage the streams as they will use the city sanitary system. They plan to bring Toby Creek Outfall line up the middle of the property. They will not lessen the natural beauty as they plan to leave the trees and will create a fine park and pay for it themselves. They will provide effective screening for the single family homes and will provide extra screening to protect the mobile home park from the existing industrial area.

Mr. Harkey stated this will be a restricted neighborhood; all subdivision dwellings will be underpinned by the developer and they will permit no one to move in without their people supervising and constructing underpinning; the community will be located on public water and sewer; they will have adequate off-street parking facilities; they have professional landscaping including paved streets, curb and gutter with green belts to the adjoining property; it will have access to two major highways; they will provide regulation swimming pools and all the other things that go along with it; they will have facilities for care centers and self service laundries; they will have a maintenance contract that will be mandatory for all lots sold in the subdivision. Outside storage facilities and patios will be furnished.

He stated in the rental portion the density will be six per acre; approximate density of the whole subdivision will be four per acre and the ones they sell will be three per acre. Street lights will be installed over the entire area; they will have experienced management; they will provide separate areas for children, young married and older groups.

Mr. Harkey then reviewed the average cost of homes and mobile homes; the age groups, income groups and the number of families with children. He stated when the area is fully developed, they estimate the tax values will be \$7,200.00. That in order to get the sewer services they will pledge to the county 12% and get the sewer line in right away; this will increase the values in the area.

He stated the ordinance passed by Council on November 23, 1970 says they can build eight per acre; they want to average only three or four. It calls for a minimum setback of 40 feet with no parking within the required setback; it requires that each mobile home be 20 or more feet apart. He stated they will have permanent street names and will design the area and will have storm drains. The park will be equipped with electricity and sanitary disposal

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facilities to the extent that connections be made with each mobile home in the park in accordance with existing laws and local ordinances. Screening will be on all sides. Natural cover and the 30 foot bank is already there and a row of houses will be put in. That they will have 10-12 percent recreational areas. They will have paved walkways, and paved parking pads.

Also speaking to the petition were Mr. Taylor, Troy, N. C., Mr. Wallace Conner, Newport, North Carolina, Mr. Tony Carter, a draftsman, and Mrs. Hilary B. Waddell.

Mr. Mercer Blankenship stated he negotiated the sale of this property; that he does not own any of the property; that it belonging to his nephew and niece; that they have had many opportunities to sell the property. He stated he would not be involved with anything that would degrade anyone's property in this community. That he looked into this seriously and they turned down opportunities to sell it for a cheaper grade of development. That this plan is something that will upgrade the community and will provide means for people to live.

Mr. Wallace Osborne, Attorney for the protestants, presented an aerial photograph and pointed out the proposed 192 acre site, the entrance on the Old Concord Highway, the proposed entrance on the southwest corner, UNC-C, and U. S. 29 North. He stated Fairhaven Drive is directly to the east, contiguous to and along the entire length of the proposed zoning property. He stated there are a great number of houses on King George Drive, along Donna Drive and Fairhaven Drive, and a great number of houses in the area which are not directly adjacent to the property but are affected by it.

He stated the first question to consider is how it fits into the neighborhood? That it is easy to say we already have trailer parks and let's make this trailer park haven out here. They are trying to make this the Crab Orchard Mobile Home section of Mecklenburg County. He passed around photographs of some homes that adjoin and are contiguous to the property under consideration. He stated these are fine, well kept homes and the yards are well kept. He then passed around a set of photographs of homes which are not directly contiguous to the property under consideration and stated they are some 500 to 1,200 feet away from the boundaries of the subject property. He passed around photographs of some of the trailer parks that these people have in their community, and stated this is why they are disgusted and fed up with putting any more in out there.

Mr. Osborne filed with the City Clerk a petition containing some 1,500 signatures of people through the Crab Orchard Community in opposition to the petition to rezone the property.

He stated as he understands the present plans of the petitioner, an entrance way is planned for Old Concord Highway and this will possibly open up two others. If that is done that will be three entrances. He stated he talked to the man who had much to do with the planning of Starmount off South Boulevard; that there was some 400 acres in that subdivision when it was originally contemplated. Starmount now has approximately 1,000 single family residences, and some 16 to 20 streets through which you can exit and enter the property. The cardinal principal of planning is a good way in and out of a subdivision or a project. Starmount has about two and half single family residences per acre; the proposal before Council today is some six units per acre in the mobile home park and some average of 4 per acre throughout the project. The national average on mobile home occupancy is something like 2-1/2 or 2-3/4 persons per mobile home. In actuality, the people who will occupy a project of this type will be a husband and wife, and one, two or three children. If you have a family of four per unit and there will be 860 units, there will be 3,400 inhabitants. The plan projects in mobile home subdivision of 81.95 acres, 211 mobile home lots. In the mobile home park 110.84 acres, 651 lots. Say that two persons per day enter and exit this park making one vehicular round trip in and out of the site from each proposed unit, and assume there are

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860 units occupied. If you multiply four trips per day that is 3,400 automobiles going in and out of the site. The Old Concord Road has a 55 MPH speed limit and there are school buses going up and down that road. At peak hours it is already so heavily traveled that you can hardly go the speed limit. That an entrance is talked about on the west side which they say will not bother anyone as it will come out along U. S. 29 North. He stated if you look at the plan you will see the proposed road is right along the line of properties, and an accident is bound to happen with those 3,400 automobiles going in and out. He stated the entrance on Old Concord Road will abut Fairhaven Drive and they say they will do these people a favor to help them improve the value of their property by putting a street in and then cutting 15,000 square foot residential lots which they say will have single family residences on it, and right across the street they will have mobile home sites. He asked who will buy a single family home directly across from a mobile home site?

Mr. Osborne stated almost 200 years ago some writers said it better than he can as someone has mentioned the endowment we have in this city and this country and this world, when they wrote: "We hold these truths to be self-evident that all men are created equal; that they are endowed by their creator with certain unalienable rights. That among these are life, liberty and the pursuit of happiness." He stated all these people in the Crab Orchard Community ask is to allow them to continue to pursue their happiness in the quietude and tranquility of a respectable, residential neighborhood.

Mr. Tom Sykes, a resident of Crab Orchard Township, stated he would like to swap the hospital on Randolph Road for the mobile park in Crab Orchard. He stated the University of North Carolina at Charlotte is a growing institution of higher learning. He asked why we do not plan for the proper development of this area for our city and county? That you can not get in or out of any street or road on North 29 towards University of North Carolina, nor 49 or Old 29 without waiting and waiting in the mornings and in the afternoons. That they do not have an adequate road system at this time to carry the traffic burden that the University of North Carolina has brought to this area. The roads are 50 years old or older, and the thinking of some people for the development of this area is about that old also. He stated the Planning Commission should use its ability to correct the deficiency that has been described by Mr. Harkey. That they have had haphazard development in the past but they do not want any additional haphazard development in the future. The projected 18,000 student body for the University System must be properly planned for - traffic-wise, home-wise and every other wise that we can think of. He asked that a plan for a road system be drawn before bringing people out in compact homes to the already over-burdened system of roads. He stated the University can be a flower in proper arrangement, one of beauty, or it can be a sore thumb in a slum. The decision is this Planning Commission's to make and this Council's to vote upon. He stated the proper development of the area surrounding the University of North Carolina at Charlotte should be one of beauty; one of fine homes where we would be proud to put the hospital that is so badly needed on the north side and west side for future development and for future use of those citizens who now do not have the facilities that are found in other neighborhoods of this area.

Also speaking in opposition to the proposed change in zoning were Mr. Charles Miller, Mr. Jim McLaughlin and Mr. Ted Sellers. Mr. McLaughlin asked that a study of the area be made and give them a buffer and make it a more desirable piece of property.

Council decision was deferred until its next meeting.

MEETING RECESSED AND RECONVENED.

Mayor Belk called a recess at 3:55 P.M. and reconvened the meeting at 4:00 P.M.

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HEARING ON PETITION NO. 71-1 BY CHARLES E. KNOX, ET AL, FOR A CHANGE IN ZONING FROM I-1 TO I-2 OF A 13.027 ACRE TRACT OF LAND ON THE NORTHEAST SIDE OF PENCE ROAD, WEST OF HARRISBURG ROAD.

The scheduled public hearing was held on the subject petition.

The Assistant Planning Director stated the property in question is a 13-acre tract on the northeast side of Pence Road, beginning at Pence Road, crossing the railroad and continuing across on the north side of the railroad. The property is vacant and is adjoined on the west side by the Durable Woods and Forshaw Chemical. It is adjoined on the other side primarily by vacant property. To the east is vacant property which has been purchased by Mecklenburg County for a landfill site. East of the property considerably is an area which has several single family residences on it on Harrison Circle. There are several other houses in the area south of Pence Road and several industrial uses.

Mr. Bryant stated the subject property is zoned I-1 and is adjoined on the in-town side by I-2 zoning and on the out of town side by R-15 zoning; there is I-1 zoning across Pence Road. Basically, there is a compact area of industrial zoning consisting of a core area of I-2 and surrounded by I-1 zoning with the remainder of the area zoned R-15.

Mr. Charles Knox stated the property is owned by his brother, Bill Beck and himself, and they have a firm interested in developing this tract of about 13 acres and it will be necessary for the firm to have some outside storage which is not permissible in I-1 but is in I-2. That Durable Woods, which has an I-2 zoning, has outdoor operation, is on one side of their property, and the sanitary landfill property on the other side. He stated the proposed business is similar to the Durable Woods operation; it is a building materials operation.

Mr. Bryant stated the pattern of zoning there now was evolved at the time of the previous zoning, which consists basically of a core area of I-2 and is surrounded with a buffer or transition of I-1.

Mr. Bobby Clyburn, resident of Pence Road, stated he lives in the house nearest the proposed re-zoning. He stated he was before Council in 1965 when the previous rezoning hearing was held, and at that time Mr. Bryant and the Planning Commission found it desirable to put a buffer of light industry in to protect the community and the residents. He stated the road is inadequate for any more industrial zoning; that two cars can hardly pass on the road. Northeast Junior High has opened and that traffic goes through. That any afternoon you can go home and find your mailbox knocked down after a big truck has passed through, or you can find car tracks in your yard where someone had gotten too close to someone else and gone off the road into a yard and backed out. Mr. Clyburn stated this area should remain as I-1 as a buffer for the community.

He stated Durable Woods at times is noisy and the odor is bad. That Forshaw, the chemical company, had wanted to expand but there is a for sale sign on the property now, and the property has been left with barrels and trash all over the vacant lot. He stated he is requesting that the zoning remain as I-1 to protect the residents of the area from coming home in the evening to a full blast boiler operation.

Mr. Samuel Ervin stated his property is directly in front of the Durable Woods, and he gets most of the noise and his wife cannot wash clothes and hang them out because of the smoke and dust from the plant. He stated his lot joins the Forshaw Chemical lot and he had a fence up to protect his property. There were trees on the property and the trees were cut down and they fell across his fence and the fence was never fixed. That Forshaw dug a 30-foot gully in back of the property and took the dirt and put it up front for a lot to turn his truck around. The gully has not been covered up and is still open, and his children can go out and fall into the gully most any time.

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He stated if any more industrial use comes in, it will mean more trouble. He stated he has had to buy three or four mailboxes because people come by and knocked the boxes down; that it is very hard to drive on the road as it is so narrow; that school buses come out and pick up the children and the school bus can hardly pass on the road.

Councilman Tuttle requested the Acting City Manager to have the County Health Department look at this property and see if it can be cleaned up.

Council decision was deferred until its next meeting.

HEARING ON PETITION NO. 71-2 BY WILLIAM F. HORTON FOR A CHANGE IN ZONING FROM R-9 TO R-9MF OF A LOT AT 608 LIGUSTRUM STREET.

The public hearing was held on the subject petition.

Mr. Fred Bryant, Assistant Planning Director, advised this is a request for a change of a single lot located on Ligustrum Street; that this is a very short street running from Cushman to a point south of Rutgers Avenue in the Sugar Creek Road area. The lot is vacant at present and there is a duplex on each side of it which are corner lots; there are single family residences to the rear and single family residences across on Ligustrum from the subject property. The area in general is residentially developed with some vacant lots remaining.

He stated the area around the subject property is R-9 as is the subject property. The nearest non-residential zoning is along Sugar Creek Road where there is office zoning on the west side and business zoning on the east side.

Councilman Whittington asked if everything on this side of the street in the block is not duplexes? Mr. Bryant replied there is a duplex on each corner; that a duplex may be built on a corner lot even in single family residential zoned area.

Mr. William F. Horton, the petitioner, stated he owns the subject property and also owns two duplexes on each side. That if the property is rezoned, he plans to build a duplex similar to the ones already there.

No opposition was expressed to the proposed change in zoning.

Council decision was deferred until the next meeting of Council.

HEARING ON PETITION NO. 71-3 BY CHARLOTTE ELKS LODGE NO. 392 OF A CHANGE IN ZONING FROM R-12 TO O-15 OF A 14.16 ACRE TRACT OF LAND LOCATED ON THE SOUTH SIDE OF WALLACE AVENUE, BEGINNING 1,488 FEET WEST OF DELTA ROAD, POSTPONED TO FEBRUARY 22, 1971.

Mr. Joe Griffin, Attorney for the petitioner, requested that the subject hearing be postponed so that the petitioner can withdraw the petition. That a request for withdrawal has to be made prior to the date of public hearing.

Mr. Underhill, City Attorney, stated the petitioners have discovered that the change in zoning is not necessary as they can build what they contemplated building under the present zoning. That the zoning ordinance requires in order to withdraw a petition for rezoning the request to withdraw must be filed prior to the date of public hearing.

Councilman Whittington moved that the hearing on the subject petition be postponed until the next hearing date on February 22, 1971. The motion was seconded by Councilman Tuttle, and carried unanimously.

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HEARING ON PETITION NO. 71-5 BY SOUTH CENTRAL OIL COMPANY, INC. FOR A CHANGE IN ZONING FROM B-1 TO I-1 OF A 2.358 ACRE TRACT OF LAND AT THE SOUTHWEST CORNER OF NEVINS ROAD AND GIBBON ROAD.

The scheduled public hearing was held on the subject petition.

Mr. Fred Bryant, Assistant Planning Director, advised this is a request for industrial zoning in the Derita Community. The subject property is located at the intersection of Gibbon Road and Nevin Road and a service station is located on the front portion with the rear portion vacant. Coming down Gibbon Road beside the property is a retail facility area; behind the property is vacant land down Nevin Road.

He stated there is I-2 zoning along the railroad and along Gibbon Road extending down Nevin Road and includes the Generator Rebuilders facility. Other than that, the area is generally zoned for business purposes including the subject property and extends down Gibbon Road and along Nevin Road. There is R-9MF zoning and R-12 zoning in the area. Around the subject property is a combination of industrial zoning and business zoning.

Mr. Warren Coble stated the owner of the property is South Central Oil Company and is a Phillips Petroleum dealer. They serve about five counties including a portion of Mecklenburg. That South Central Oil Company is owned entirely by Mr. James B. Garrison. He stated the purpose of the request is to build a small office and warehouse on the vacant portion back of the service station. He stated the other three corners of the intersection are already zoned for I-1. He stated under the present classification they cannot build the office and warehouse. That South Central Oil Company proposes to serve Mecklenburg County and portion of Cabarrus from this office.

No opposition was expressed to the proposed change in zoning.

Council decision was deferred until the next Council Meeting.

HEARING ON PETITION NO. 71-6 BY KING MOTOR CENTER, INC. FOR CONSIDERATION OF CONDITIONAL OFF-STREET PARKING APPROVAL OF PROPERTY NOW ZONED R-9MF BEGINNING 650 FEET EAST OF PINEVILLE ROAD, NORTH OF N. C. ROAD 3658.

The public hearing was held on the subject petition.

The Assistant Planning Director stated Council recently heard a petition requesting additional business zoning along Pineville Road and office zoning behind it. That the result of that request was to grant an extension of the business zoning but to deny the office zoning which would have been to the rear of the business office.

Mr. Bryant stated this is a request to consider the property for conditional off-street parking; that it is considerably changed in size from the previous request as it is for a smaller area.

He stated the subject property is vacant as is all the property immediately around it. There is business zoning along Pineville Road to a depth of 650 feet in the vicinity of the subject property; this was increased from 400 feet to 650 feet as a result of the previous petition. From the rear of the B-2 zoning, it is zoned R-9MF and then it picked up single family residential zoning which extends into the Starmount area.

Mr. Ward McKeithen, Attorney for the petitioner, stated the construction for the new car dealership, McGowan & King Motor Center, has begun. That their problem is one of parking. That the type of facility they plan requires a lot of land; it calls for a lot of grass area and hopefully it will be a very attractive setting from Pineville Road. The Oldsmobile section of General Motors publishes certain recommendations as to the minimum parking requirements for a new car dealership. They say that the minimum required space

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would be 545 parking spaces. At present their plan will accommodate 402 parking spaces; and this leaves them about 150 spaces short. He stated by changing the design concept and taking the grass area out and another area out, the maximum they can come up with is 470 spaces and that means taking the aesthetic qualities away from the dealership. If the conditional use is granted for 150 feet, it will be used for customer and employee parking, and it will add about 90 spaces.

Mr. McKeithen stated there are woods all around the area and they will continue to be about 200 feet of R-9MF which will not be under the conditional use, and they feel this constitutes more than adequate buffer.

No opposition was expressed to the request for conditional off-street parking.

Council decision was deferred until its next meeting.

ORDINANCE NO. 987-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING ORDINANCE BY AMENDING THE ZONING MAP CHANGING THE ZONING OF PROPERTY ON BOTH SIDES OF SUNSET ROAD, FROM NEAR BEATTIES FORD ROAD TO THE PROPOSED INTERSTATE HIGHWAY 77, AND ON THE SOUTH SIDE OF SUNSET ROAD, FROM MILHAVEN LANE TO A POINT NEAR U. S. HIGHWAY 21.

The scheduled hearing was held on the Petition No. 71-7 by the Charlotte-Mecklenburg Planning Commission for a change in zoning from R-9 to B-2 on the subject property.

Mr. Fred Bryant, Assistant Planning Director, described the area giving the present zoning and present usages of the property, and the recommended changes.

Mr. Fred Dotger, a resident of Sunset Road, presented a letter signed by the residents of Sunset Road, stating their approval of the recommended changes.

No opposition was expressed to the proposed change in zoning.

Councilman Tuttle moved adoption of the subject ordinance changing the zoning of the property from R-9 to B-2 as recommended by the Planning Commission. The motion was seconded by Councilman Whittington, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 18, at Page 50.

ORDINANCE NO. 988-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING ORDINANCE BY AMENDING THE ZONING MAP BY CHANGING THE ZONING OF 12.84 ACRES OF LAND ON THE SOUTH SIDE OF SUNSET ROAD, WEST OF REAMES ROAD, FROM R-9 TO B-2 ON PETITION OF ROXIE BARRIER TREXLER.

Councilman Short moved adoption of the subject ordinance changing the zoning from R-9 to B-2 as recommended by the Planning Commission. The motion was seconded by Councilman Tuttle, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 18, at Page 51.

RESOLUTION CLOSING PORTIONS OF THE STRIPS OF LAND KNOWN AS "A" STREET AND FIRST STREET IN THE CITY OF CHARLOTTE, NORTH CAROLINA, MECKLENBURG COUNTY, NORTH CAROLINA, ADOPTED.

The public hearing was held on the petition of Southern Railway Company and Georgia Industrial Realty Company, to close a portion of "A" Street, lying between Stonewall and East Trade Streets, and that portion of East First Street, lying between South College Street and the property of Blythe Brothers Company.

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Council was advised that the request had been reviewed by the affected city departments and each recommends that the streets be closed.

Mr. Jim Hewson, Attorney for the petitioners, stated he is present to answer any questions.

No opposition was expressed to the closing of the streets.

Motion was made by Councilman Alexander, seconded by Councilman Whittington, and unanimously carried, adopting the resolution closing portions of the strips of land known as "A" Street and First Street in the City of Charlotte.

The resolution is recorded in full in Resolutions Book 7, beginning at Page 225.

ORDINANCE NO. 989 AMENDING CHAPTER 23 OF THE CITY CODE ZONING ORDINANCE ESTABLISHING NEW REGULATIONS TO GOVERN MULTI-FAMILY RESIDENTIAL DEVELOPMENT.

Councilman Short stated the subject matter has been considered over the past week by a Committee appointed by the Mayor and the Chairman of the County Commissioners. The ordinance before Council for consideration needs about four or five changes in the wording; the changes are necessary to conform it to what the County agreed upon this morning.

He stated the changes are as follows:

- (1) The numbering system as given is not correct, and the numbering system which will be used in the Code when it is finally printed will be some other numbers.
- (2) First page, Paragraph 3(b), under Minimum Usable Open Space (% lot area) should read as follows: --- 30, 15, 20, 20, 20. This changes the percentage of usable open sapce from 20 to 15 for R-6MF zones.
- (3) Page 2, Paragraph 3 (b) (4), 13 lines from the bottom of the page, add the word "privacy" between the words "the" and "security".
- (4) Page 3, Paragraph 3(b) (5) (B), 14 lines from the top of the page add the following: "unless the Planning Commission shall determine that curbs are not needed when private streets traverse open areas."
- (5) Page 3, Paragraph 3 (b)(5)(C), 19 lines from the top of the page between the words "other" and "parking" add the word "angled".

Councilman Short moved that the ordinance be adopted with the recommended changes. The motion was seconded by Councilman Whittington who stated he was the one to make the motion to delay decision on the ordinance two weeks ago; that he did so because he thought the Planning Staff, the Homebuilders, the Council and the County Commissioners should try to resolve this impassive condition they were in; that this has been done, and he believes this will be a good government and helpful to all concerned.

Councilman Tuttle stated he understands that the aesthetics has been taken out of the ordinance primarily because of the possible legal entanglement, and our right to govern aesthetics. He asked if this is correct? The City Attorney replied yes. Councilman Tuttle stated he wants to vote for this ordinance and he appreciates the work that has been done but he does not see the reason for allowing 45 days for the ordinance to be effective, and he requested that the motion be changed to read that the effective date of the ordinance will be February 1.

After further discussion, Council was advised that the County had adopted the ordinance with the effective date as 45 days from the date of adoption.

The vote was taken on the motion, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 18, beginning at Page 52.

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ORDINANCE NO. 990 AMENDING CHAPTER 18 OF THE CITY CODE AMENDING THE
SUBDIVISION REGULATIONS RELATING TO MULTI-FAMILY DEVELOPMENT.

Councilman Short moved adoption of the subject ordinance amending the subdivision ordinance as it relates to multi-family development. The motion was seconded by Councilman Whittington, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 18, at Page 56.

MAYOR ADVISES THAT A BRIEFING ON THE MUNICIPAL INFORMATION SYSTEM WILL BE
SET UP FOR NEWS MEDIAS AND INTERESTED CITIZENS.

Mayor Belk stated last week while he was out of town there seemed to be a little misunderstanding about the Municipal Information System.

He stated a number of briefings have been held on the municipal information system including one in a council conference session; there were also articles in Thursday and Friday's newspapers. However, a Sunday editorial indicated that some people still have some questions about this project. He stated he has asked the Project Director, Curtis Branscome, to work with Woody Woodward to set up a briefing for members of the press and interested citizens. He stated there is nothing secret about the project and he would like for it to be straightened out.

JOHN RYAN APPOINTED AS CHAIRMAN OF DRUG ABUSE PREVENTION EXECUTIVE COMMITTEE.

Mayor Belk stated last week, Council authorized the appointment of a Drug Abuse Prevention Executive Committee. That he is pleased to recommend to Council today the suggested membership and responsibilities of that Committee.

He stated the drug abuse problem in Charlotte is far more serious and widespread than any of us want to believe, and it grows worse by the day. While the terrible tragedy of drug abuse among young people has recieved the public's greatest attention in recent months, the problem is not limited to the young. It extends throughout our society. As a businessman, he is increasingly aware of the business losses suffered as a direct result of drug abuse. It has been estimated that one out of every 40 employees in industry and business uses drugs illegally.

He stated drug abuse is not an isolated problem. Since 1960, shoplifting has increased by almost 200 percent and 90 percent of all shoplifters caught in major cities are drug addicts. Drugs cost money. The cost of a daily heroin fix can easily run over \$50. It has been estimated that heroin addicts must steal \$65,000 worth of goods each year to support their habit.

He stated these statistics, aside from the personal tragedies they represent, make a strong point. The business community can no longer afford to think of drugs as only a social or mental health problem. The drug problem affects us all and we cannot afford less than a comprehensive attack on it. For this reason, he is announcing today the formation of a committee that will act as an umbrella agency to coordinate drug abuse education, treatment and control efforts in our community.

He stated the initial responsibilities of the Mayor's Drug Abuse Prevention Executive Committee are as follows:

1. Undertake a comprehensive survey of the nature and extent of the drug abuse problem in Charlotte-Mecklenburg.
2. Identify and categorize existing efforts directed at the alleviation of drug abuse in the community.
3. Identify additional resources available to assist in the alleviation of drug abuse.

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4. Develop a plan of implementation for a comprehensive community drug abuse prevention program.
5. Prepare for presentation to City Council, specific recommendations for the implementation of such a program including the identification of community financial resources and staff required.
6. Coordinate a community wide education program designed to inform this city of the extent and seriousness of our drug problem.
7. Cooperate with the U. S. Department of Justice, Bureau of Narcotics and Dangerous drugs in the execution of its duties.

He emphasized that the goals of this committee do not include the replacement of those agencies that are already making positive efforts to combat certain elements of the drug problem. Rather, its goal is primarily that of community wide coordination and planning.

He stated he is pleased to report that he has selected one of the City's leading businessmen to serve as Chairman of this important group and he has accepted this responsibility. Mr. John Ryan, Vice President and General Manager of Southern Bell Telephone Company, has accepted the appointment.

Mayor Belk stated he has requested Council members to give him names of people they would like to serve on this committee. That with Council's approval, he will appoint to this executive committee individuals representing the following sections of our community:

- | | |
|---------------------------|--|
| 1. Medical Community | 7. Civic Groups |
| 2. Law Enforcement | 8. News Media |
| 3. Courts | 9. Youth |
| 4. Public Education | 10. Business Community |
| 5. City-County Government | 11. Volunteer Social Services Agencies |
| 6. The Black Community | 12. University Community. |

He stated this is only the executive committee; that a larger committee will be planned later under John Ryan's leadership and it will have about 50 members. It will be called the drug planning committee.

Councilman Jordan moved approval of the appointment of Mr. Ryan as Chairman of the Drug Abuse Prevention Executive Committee. Councilman Whittington seconded the motion and commended the Mayor for what he is trying to do in this field which is so important to the whole community. The vote was taken on the motion and carried unanimously.

COUNCILMAN THROWER LEAVES THE MEETING.

Councilman Thrower left the meeting at this time and was absent for the remainder of the session.

CITY MANAGER REQUESTED TO MEET WITH BELMONT-VILLA HEIGHTS REPRESENTATIVE ON CLOSING OF FIRE STATION NO. 3 AND REPORT BACK TO COUNCIL AT ITS NEXT MEETING.

Mr. Thomas Robbins stated he is representative of the Belmont-Villa Heights Community, and introduced the delegation. He stated they are concerned over the closing of Fire Station No. 3. He stated Station No. 3 was located at Belmont and Allen Street. He stated they have the oldest, 75-80% wooden houses and they are located close together. In the last five years the populations has almost doubled, and the houses in the area were built without the safety measures you find in houses today.

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Mr. Robbins stated in the future they are to be served by three fire stations, namely: The Plaza, North Charlotte and Station No. 1. Each of these three stations are located approximately the same interval from the former No. 3 Station. He stated they feel under the existing conditions now in Belmont-Villa Heights, to take away this fire station places the community in a bad situation. That to have one vehicle there could at least contain the fire to one dwelling as opposed to what might happen if they do not have any due to the time it will take to respond from other stations.

Mr. Robbins stated the number of calls made in 1969 by Station No. 3 was 628 response calls. That this station ranked No. 4 in the number of calls and they fail to see the reason in closing the station.

He stated when the Fire Station was removed, more than a fire station was taken away from the people. These fellows who manned the station were friends of the community; many times they rendered first aid service. During the summer they provided some form of recreation for the children. Two or three days a week they would block off a street, spread the hose and provide these kids with a shower. He stated the station is still there, and the building appears to be in pretty good shape from the outside. The vehicle is still there and according to a statement by Chief Black as soon as the new vehicle is brought into the city, to replace this, he does not know to what use this will be made.

Mr. Robbins requested that the station be put back in use in Belmont-Villa Heights as it served a very worthwhile purpose for many years. He asked the privilege of organizing a committee to meet with the City Manager and to give them consideration due to the fact that the conditions do exist. That they have been deprived of the services rendered to the neighborhood and they feel it can be justified by the number of calls that were made by this station.

Mr. Robbins stated he believes that the manpower and equipment was moved to the Keller Avenue station. That if he is not mistaken money was allocated in a recent bond issue for Keller Avenue Station. That he wonders why they would be deprived of fire protection to make provisions for any other area or why it should be moved to compensate for something that money was supposed to be allocated for in a bond issue.

Mr. Bobo, Acting City Manager, stated he would be glad to meet with this group and to give an explanation of why the station was closed. That the station was not closed to use the personnel at the new station; the new station was financed out of bonds, and personnel for that station was budgeted this year.

Councilman Tuttle asked Mr. Bobo to meet with the group and come back to Council with a report next week.

Also speaking to the request were Reverend Lamar Foster and Mr. L. K. Farrar.

Reverend Lamar Foster requested Council to curtail all plans for the use of the building until after the meeting which is planned.

Councilman Short stated he believes these matters should be answered to Council publicly rather than by memo.

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PROPERTY TRANSACTIONS AUTHORIZED.

Motion was made by Councilman Tuttle, seconded by Councilman Jordan, and unanimously carried, approving the following property transactions:

- (a) Acquisition of 15' x 113.54' of easement at 1723 Brown Avenue, from William Laurie Little Estate, at \$1,000.00, for the Taggart Creek Outfall.
- (b) Acquisition of 19.91' x 75.02' x 18.99' x 75.00' at 3708 Eastway Drive, from Ira R. Windham and wife, Thelma, at \$2,500.00, for the Eastway Drive Project.
- (c) Acquisition of 21.41' x 75.04' x 14.90' x 75.00' at 3627 Eastway Drive, from James Robinson Warner and wife, Lena, at \$1,800.00, for the Eastway Drive Project.
- (d) Acquisition of 5' x 75' x 284' x 75.05' at 3622 Eastway Drive, from Baxter H. Plyler and wife, Flora M., at \$2,200.00, for the Eastway Drive Project.

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO BUFORD WEBSTER DIXON AND WIFE, LUCY LOWERY DIXON, AT 1200 NORTH ALEXANDER STREET.

Councilman Whittington moved adoption of subject resolution authorizing condemnation proceedings for the acquisition of 50' x 150' of property belonging to Buford Webster Dixon and wife, Lucy Lowery Dixon, located at 1200 North Alexander Street, for the Sugar Creek-Irwin Creek Open Space Project. The motion was seconded by Councilman Jordan, and carried unanimously.

The resolution is recorded in full in Resolutions Book 7, at Page 227.

RESOLUTION SETTING DATE OF PUBLIC HEARING ON MONDAY, FEBRUARY 22, 1971, ON PETITIONS NO. 71-8 THROUGH 71-11 FOR ZONING CHANGES.

Upon motion of Councilman Jordan, seconded by Councilman Tuttle, and unanimously carried, the subject resolution was adopted setting date of public hearing on Monday, February 22, 1971, on Petitions No. 71-8 through 71-11 for zoning changes.

The resolution is recorded in full in Resolutions Book 7, at Page 228.

RESOLUTION APPROVING THE SALE OF LAND IN BROOKLYN URBAN RENEWAL AREA, SECTION 5, TO NORTH CAROLINA NATIONAL BANK AS TRUSTEE OF MANAGEMENT TRUST UNDER TRUST AGREEMENT EXECUTED BY ISABELLE WADE REYNOLDS.

Motion was made by Councilman Tuttle, seconded by Councilman Whittington, and unanimously carried, adopting subject resolution approving the sale of land, known as Disposition Parcels Nos. 9 and 10, in Brooklyn Urban Renewal Area, Section 5, Project No. N. C. R-60, to North Carolina National Bank as Trustee of Management Trust under Trust Agreement dated September 10, 1951, executed by Isabelle Wade Reynolds.

The resolution is recorded in full in Resolutions Book 7, at Pages 229 and 230.

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RESOLUTION AUTHORIZING THE REFUND OF CERTAIN TAXES WHICH WERE LEVIED AND COLLECTED THROUGH CLERICAL ERROR AGAINST AUTOMATIC SPRINKLER CORPORATION OF AMERICA.

Councilman Alexander moved adoption of a resolution authorizing the refund of certain taxes in the total amount of \$75.00 which were levied and collected through clerical error against Automatic Sprinkler Corporation of America. The motion was seconded by Councilman Withrow, and carried unanimously.

The resolution is recorded in full in Resolutions Book 7, at Page 231.

RESOLUTION AUTHORIZING THE INSTITUTION OF AN EVICTION ACTION FOR SUMMARY EJECTMENT AGAINST THE ODES REDMOND COMPANY AT DOUGLAS MUNICIPAL AIRPORT.

Upon motion of Councilman Whittington, seconded by Councilman Tuttle, and unanimously carried, the subject resolution was adopted, authorizing the institution of an eviction action for summary ejectment against the Odes Redmond Company at the Douglas Municipal Airport.

The resolution is recorded in full in Resolutions Book 7, at Page 232.

CHANGE ORDER NO. 1 IN CONTRACT WITH BLYTHE BROTHERS COMPANY FOR STREET RESURFACING IN THE BELMONT NEIGHBORHOOD IMPROVEMENT PROJECT, APPROVED.

Motion was made by Councilman Tuttle, seconded by Councilman Whittington, and unanimously carried, approving the subject Change Order No. 1 in contract with Blythe Brothers Company for street resurfacing in the Belmont Neighborhood Improvement Project decreasing the contract price of \$47,660.36 by \$4,434.41.

CONTRACTS FOR THE CONSTRUCTION OF SANITARY SEWER MAINS AND TRUNKS, APPROVED.

Councilman Jordan moved approval of the following contracts for the construction of sanitary sewer mains and trunks. The motion was seconded by Councilman Whittington, and carried unanimously.

- (a) Request of Ed Griffin Realty and Construction Company for the extension of 1,700 lineal feet of 8-inch trunk, outside the city limits, to serve Countryside Drive, from Arrowhead Drive north to the end and connecting trunk, at an estimated cost of \$24,547.98. All cost of construction will be borne by the applicant whose deposit in the full amount has been received and will be refunded as per terms of the agreement.
- (b) Request of Ed Griffin Realty and Construction Company for the extension of 600 lineal feet of 8-inch trunk, outside the city limits, to serve Elgywood Lane, between Canterwood Drive and Blackhawk Road, at an estimated cost of \$14,076.91. All cost of construction will be borne by the applicant whose deposit in the full amount has been received and will be refunded as per terms of the agreement.

STREETS TAKEN OVER FOR CONTINUOUS MAINTENANCE.

Upon motion of Councilman Tuttle, seconded by Councilman Jordan, and unanimously carried, the following streets were taken over for continuous maintenance by the City:

- (a) Ferndale Place, from 130 feet south of Random Place to 210 feet north of Random Place.

- (b) Rosecran Drive, from Cool Water Court to 800 feet west of Cool Water Court.
- (c) Cool Water Court, from 150 feet south of Rosecran Drive to 200 feet north of Rosecran Drive.
- (d) McBride Street, from Rosecran Drive to 350 feet north of Rosecran Drive.

PETITION NO. 70-134 BY BROWNING CONSTRUCTION COMPANY, INC. FOR CHANGE IN ZONING OF A LOT AT THE SOUTHEAST CORNER OF WALKER ROAD AND GOSHEN PLACE, DENIED.

Motion was made by Councilman Whittington, seconded by Councilman Tuttle, and unanimously carried, to deny subject petition as recommended by the Planning Commission.

ORDINANCES ORDERING DWELLINGS VACATED, CLOSED, DEMOLISHED AND REMOVED PURSUANT TO THE HOUSING CODE OF THE CITY AND ARTICLE 15, CHAPTER 160 OF THE GENERAL STATUTES OF NORTH CAROLINA.

Motion was made by Councilman Whittington and seconded by Councilman Withrow to adopt the following ordinances:

- (a) Ordinance No. 991-X ordering the dwelling at 534-36 Campus Street to be vacated, closed, demolished and removed.
- (b) Ordinance No. 992-X ordering the dwelling at 2315 Celia Avenue to be vacated and closed.
- (c) Ordinance No. 993-X ordering the dwelling at 1212 Redbud Street to be vacated and closed.
- (d) Ordinance No. 994-X ordering the demolition and removal of dwelling at 2329 Dundeen Street.
- (e) Ordinance No. 995-X ordering the demolition and removal of dwelling at 505 Patterson Street.
- (f) Ordinance No. 996-X ordering the dwelling at 513 Patteron Street to be vacated and closed.

No one appeared to contest the vacating, closing, demolition or removals of the dwellings.

The vote was taken on the motion and carried unanimously.

The ordinances are recorded in full in Ordinance Book 18, beginning at Page 58.

ORDINANCE NO. 997-X ORDERING THE REMOVAL OF WEEDS AND GRASS FROM THE PROPERTY ADJACENT TO 2235 WEST BOULEVARD PURSUANT TO SECTIONS 6-103 AND 6-104 OF THE CITY CHARTER, CHAPTER 10, ARTICLE I, SECTION 10-9 OF THE CITY CODE AND CHAPTER 160-200 OF THE GENERAL STATUTES OF NORTH CAROLINA.

Upon motion of Councilman Jordan, seconded by Councilman Whittington, and unanimously carried, the subject ordinance was adopted ordering the removal of weeds and grass from the property adjacent to 2235 West Boulevard.

The ordinance is recorded in full in Ordinance Book 18, at Page 64.

RECOMMENDATIONS REQUESTED FROM PUBLIC WORKS DIRECTOR ON LITTER AND CLEAN UP CAMPAIGN IN TWO WEEKS.

Councilman Jordan requested the Director of Public Works to give a report on the litter-clean-up campaign by next week. Mr. Hopson stated they met with the City Manager about a week ago and the City Attorney is still drawing one or two ordinances; that they will have something to Council within two weeks.

COMPLAINT THAT ATTENDANT AT YORK ROAD LANDFILL WOULD NOT ALLOW DIRT TO BE DUMPED TO BE INVESTIGATED.

Councilman Jordan stated he received a call from Mr. Jack Sanders who lives at 131 Sleepy Hollow Road. That Mr. Sanders had taken a load of dirt to the York Road Landfill and the person in attendance would not let him in. That he wanted to give him dirt to help cover up the garbage; that he has some more dirt he would like to take to the landfill. Councilman Tuttle stated he had the same call but he got a different reason. That he was told he was turned away because it was not the proper time to enter the landfill.

Mr. Hopson stated he would contact Mr. Sanders and get the problem worked out.

ORDINANCE NO. 1-X APPROPRIATING \$10,000 FROM UNAPPROPRIATED SURPLUS FOR LIGHTING BASEBALL FIELD AT HARDING HIGH SCHOOL AUTHORIZED.

Councilman Whittington stated this morning the Board of County Commissioners approved an appropriation of \$10,000 as their part to light a baseball field and recommended that the field be the Harding High School Baseball field.

Councilman Whittington stated he is going to move that Council appropriate another \$10,000 for this purpose to give the kids in this county an opportunity to play competitive sports at night in front of their own fans.

Councilman Whittington moved adoption of an ordinance appropriating the \$10,000 from unappropriated surplus. The motion was seconded by Councilman Jordan, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 18, at Page 67.

DOWNTOWN PARKING STUDY TO BE PRESENTED WITHIN A FEW WEEKS.

Councilman Tuttle asked what has happened to the downtown parking study? Mr. Bobo, Acting City Manager, replied the appraisers are working on it and it should be completed within a couple of weeks, and at that time it will be reported to Council.

TRAFFIC ENGINEER REQUESTED TO INVESTIGATE THE NEED FOR TRAFFIC SIGNAL AT INTERSECTION OF SELWYN AVENUE AND BRANDYWINE AVENUE.

Councilman Tuttle requested Mr. Hoose, Traffic Engineer, to investigate the intersection of Selwyn Avenue and Brandywine Avenue. That there have been seven accidents at the intersection since Christmas. There was an accident there this morning and a woman was injured. They claim they need a traffic light.

MAYOR TO CONVENE SEVEN MAN COMMITTEE TO STUDY WAYS TO REGULATE ITINERANT PEDDLERS.

Councilman Short stated last April the Executive Director of the Better Business Bureau, Mr. Hamrick, came to a Council Meeting and asked for help in combating the problem of itinerant peddlers.

He stated he is advised that more than 1,000 itinerant peddlers come into Charlotte each year, and usually they stay only a few days and move on to another state beyond the reach of our legal process. Some of the peddlers bilk our citizenry in Charlotte of a lot of money. He stated in getting at this problem some problems have arisen. One is the difficulty of getting at these peddlers if you have a discretionary bond for them; also if you make the bond mandatory there are some difficulties and drawbacks. He stated there is the difficulty of the Police Department and the Tax Collector or anyone attempting to examine into 1,000 or more of these persons a year and find out whether or not they deserve a license or whether they should have a bond. He stated he is told there is little enforcement of the licensing requirement as some of them come to town and just start selling door-to-door.

Councilman Short stated Mr. Hamrick and a number of people in Charlotte feel that a new approach to this problem is needed. An indepth study by an official committee of interested citizens.

Councilman Short moved that Council call on Mayor Belk to convene a seven (7) man committee and ask them to study this matter and report back to Council. Included in the motion is that two members of this committee be recommended to the Mayor by the President of the Better Business Bureau, one by the President of the Merchant's Association, one by the President of the Chamber of Commerce, one by the President of Central Charlotte Association, with the other two to be appointed from within the governmental staff. The motion was seconded by Councilman Withrow.

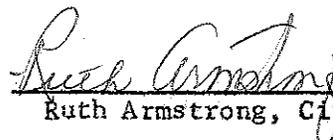
Councilman Short stated it would be appropriate for the Mayor to write a letter to these organizations and he is sure they will respond.

The vote was taken on the motion and carried unanimously.

Councilman Tuttle asked if the City, by ordinance, can require \$100 cash bond or whatever amount is decided upon? Mr. Underhill, City Attorney, replied yes; that he has prepared two ordinances which he thinks are satisfactory to combat the situation. The only difference in the two ordinances is that one makes the bond mandatory, and the other makes it discretionary. That all other provisions have been agreed upon by all the people he has contacted. That appears to be the only question as to whether the bond should be discretionary or mandatory.

ADJOURNMENT.

Upon motion of Councilman Tuttle, seconded by Councilman Alexander, and unanimously carried, the meeting was adjourned.


Ruth Armstrong, City Clerk