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A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber in the City Hall, on Wednesday, June 12, 1957, at 10 o'clock a.m., with Mayor Smith presiding and Council members Albea, Baxter, Brown, Dellinger, Evans, Foard and Wilkinson being present.

ABSENT: None

Hearings on petitions to amend the Zoning Ordinance and to change the Building Zone Map of Charlotte and the Charlotte Perimeter Area were held jointly by the City Council and the Charlotte-Mecklenburg Planning Commission, with Chairman Wilkinson and Commissioners Craig, Hanks, Hook, Martin, Schwartz and Toy being present.

ABSENT: Commissioners March, McClure and Sibley.

INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Brown, seconded by Councilman Wilkinson, and unanimously carried, the Minutes of the Council Meeting on June 5th were approved as submitted.

HEARING ON ORDINANCE NO. 362 AMENDING THE ZONING ORDINANCE TO AMEND THE BUILDING ZONE MAP OF CHARLOTTE BY CHANGING THE PROPERTY LOCATED ON THE SOUTHERLY SIDE OF EAST 36TH STREET, FROM R-2 TO B I-A, ON APPEAL OF T.A. RATCLIFF, JR. AND WIFE.

The scheduled hearing was held on Ordinance No. 362 Amending the Zoning Ordinance to amend the Building Zone Map of Charlotte, by changing the property located on the southerly side of East 36th Street, from R-2 to B I-A, on appeal from the decision of the Charlotte-Mecklenburg Planning Commission by T. A. Ratcliff and wife.

Mr. McIntyre advised that the property is 119' x 195' and partly developed with single family residences, and situated on 36th Street and about $2\frac{1}{2}$ blocks north of Plaza Road; that the area is generally residential, with two business uses under the grandfather clause nearby, and a Church directly across the street from the property in question.

Mr. B. M. Boyd, Attorney, representing the petitioners stated the first and second blocks of 36th Street are used for business; that the third block is vacant and is the property in question, which was purchased by his clients for business purposes. That in his opinion, 36th Street should be zoned for business all the way from the Plaza Road to Caldwell Street, as it is unfit for residential purposes, and there have been no residences erected on the street for a long time and probably never will be. That he is requesting a B I-A zone, which prohibits the erection of anything detrimental to the area. That unless property on 36th Street is rezoned as business, it will remain idle and useless to the property owners.

Mr. C. S. Rouse, who lives next to the property in question registered objections to a change from R-2, stating that the petitioners knew it was zoned for residential use when they purchased it; that no additional business is needed in the community, and it is not suitable that business be erected directly opposite the church.

Decision was deferred by the City Council until the meeting on June 19th.

HEARING ON ORDINANCE NO. 363 AMENDING THE ZONING ORDINANCE TO AMEND THE BUILDING ZONE MAP OF CHARLOTTE BY CHANGING THE PROPERTY LOCATED ON EAST 36TH STREET AT THE INTERSECTION OF WESLEY AVENUE, FROM R-2 TO B I-A, ON APPEAL OF MRS. LENA D. GRAVES.

The public hearing was held on Ordinance No. 363 Amending the Zoning Ordinance to amend the Building Zone Map of Charlotte, by changing the property located on East 36th Street at the intersection of Wesley Avenue, from R-2 to B I-A, on appeal of Mrs. Lena D. Graves from the decision of the Charlotte-Mecklenburg Planning Commission.

The location of the property and surrounding area was explained by the Planning Director who stated the property is 195' x 145' in size, that it is occupied by an apartment structure, which is partly used for business; that the area is generally residential.

Mr. B. M. Boyd, Attorney for the petitioner stated that the apartment building is old and delapidated; that his client wishes to tear down the old building and erect two or three attractive stores, which would add to the appearance of the community. That it will greatly improve the area. That the minister and deacons of Spencer Memorial Methodist Church, situated on the corner lot, have stated they will be delighted to have the lot cleaned up and the new store buildings erected.

Mr. C. S. Rouse opposed the rezoning on the grounds that the petitioner would be able to erect any type building he wished. He was advised by Councilman Brown that the B I-A zoning was restricted to certain uses. Councilman Brown further asked if he would rather have the old building stay on the lot or new buildings, to which Mr. Rouse replied they would have to be up-to-date buildings. Councilman Dellinger then asked if Mr. Rouse owned any property adjoining the property in question on either the sides or rear, to which Mr. Rouse replied that he did not.

Council decision was deferred for one week.

HEARING ON ORDINANCE NO. 388 AMENDING THE ZONING ORDINANCE TO AMEND THE BUILDING ZONE MAP OF CHARLOTTE PERIMETER AREA, BY CHANGING THE PROPERTY LOCATED AT THE NORTHWEST CORNER OF PARK ROAD AND WOODLAWN ROAD, FROM R-2 TO B-I, ON PETITION OF R.E. GIFFORD AND ARTHUR C. GARRISON.

The hearing was held on Ordinance No. 388 Amending the Zoning Ordinance to amend the Building Zone Map of Charlotte Perimeter Area, by changing the property located at the northwest corner of Park Road and Woodlawn Road, from R-2 to B-1, on petition of R. E. Gifford and Arthur C. Garrison.

Factual information as to the property and surrounding area was given by the Planning Director, who stated the property in question is located on the west side of Park Road across from the Shopping Center; that there are two corner lots at this point used for business purposes, which makes

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it mandatory that the property in question be rezoned for a depth of 150 feet.

Mr. Ben Horack, Attorney for the petitioners stated when they filed their petition they requested that the entire two lots be rezoned as B-1, their reason being that at the rear of the lots are residences and the portion of the lots not used will provide a buffer zone between the Service Station they proposed to erect and the residences; that as the 150 feet is mandatory, and the property will eventually be rezoned, it is far better for the residential area to have the buffer area. That they have contacted the owners of the adjoining lots and procured a restrictive release from each of them up to Lot 6.

Mr. W. R. Wilmoth, Mrs. L.E. Cloud, Jr., Mrs. W. D. Brisendine, Mr. W.F. McAulty and Mr. P. W. Adams spoke in opposition to the change in zoning, Mr. Wilmoth stated the two corner rule which Mr. Horack states makes it mandatory that 150' be rezoned, is not applicable in the perimeter area; that when the Legislature passed the Bill for the rezoning of the Perimeter Area of Charlotte, they did not intend that this provision be applicable. He advised he represented 300 property owners in the area.

Mr. John D. Shaw, City Attorney, stated he disagreed with Mr. Wilmoth and is of the opinion that the Act provides that the same zoning laws that are applicable in Charlotte shall be applicable in the Charlotte Perimeter Area.

Mr. Adams stated there is no need for additional Service Station in the area nor other types of business; that there are at present three service stations and the large Park Road Shopping Center, which provides practically every type business.

Council decision was deferred for one week.

HEARING ON ORDINANCE NO. 389 AMENDING THE ZONING ORDINANCE TO AMEND THE BUILDING ZONE MAP OF CHARLOTTE, BY CHANGING THE PROPERTY LOCATED AT THE NORTHEAST CORNER OF COLISEUM DRIVE AND MARGARET AVENUE, FROM R-1 AND R-2 TO B I-A, ON PETITION OF D. L. PHILLIPS, PRES. COLISEUM MOTOR COURT, INC.

The scheduled hearing was held on Ordinance No. 389 Amending the Zoning Ordinance to amend the Building Zone Map of Charlotte, by changing the property located at the northeast corner of Coliseum Drive and Margaret Avenue, from R-1 and R-2 to B I-A, on petition of D. L. Phillips, President, Coliseum Motor Court, Inc.

Mr. McIntyre, Planning Director, presented a map of the area and explained the location of the property, stating that this is a small piece of property immediately behind Coliseum Motor Court and is presently vacant, and is presently in both an R-1 and R-2 zoning area.

Mr. Dwight Phillips, petitioner, advised that the City itself has changed the character of the area by zoning property across the street as B I-A; that the area north of the property in question is occupied by the Motor Court and is across from the Auditorium Parking Lot. He stated the reason for requesting the rezoning of the property is to enlarge the Motor Court to 150 rooms; that the addition will be attractive and will tend to protect the City's five million dollar investment in the Auditorium-Coliseum.

No opposition was expressed to the proposed rezoning. Council decision was deferred for one week.

HEARING ON ORDINANCE NO. 390 AMENDING THE ZONING ORDINANCE TO AMEND THE BUILDING ZONE MAP OF CHARLOTTE, BY CHANGING THE PROPERTY LOCATED AT THE NORTHEAST CORNER OF SOUTH CECIL STREET AND INDEPENDENCE BOULEVARD, FROM R-2 TO B-2, ON PETITION OF JOHN M. DWELLE.

The public hearing was held on Ordinance No. 390 Amending the Zoning Ordinance to amend the Building Zone Map of Charlotte, by changing the property located at the northeast corner of South Cecil Street and Independence Boulevard, from R-2 to B-2, on petition of John M. Dwelle.

The location of the property and surrounding area was explained by the Planning Director, who stated this is a small piece of property at the corner of Independence Boulevard and South Cecil Street and presently occupied by a business structure. He advised further that the two corner lots are zoned for business, and therefore it is mandatory that the requested change be made.

No opposition to the proposed change was registered.

Council decision was deferred for one week.

HEARING ON ORDINANCE NO. 391 AMENDING THE ZONING ORDINANCE TO AMEND THE BUILDING ZONE MAP OF CHARLOTTE, BY CHANGING THE PROPERTY ON BRUNSWICK AVENUE, BETWEEN KING'S DRIVE AND ARDSLEY ROAD, FROM R-1 TO R-2, ON PETITION OF E. C. GRIFFITH.

The hearing was held on Ordinance No. 391 Amending the Zoning Ordinance to amend the Building Zone Map of Charlotte, by changing the property on Brunswick Avenue, between King's Drive and Ardsley Road, from R-1 to R-2 on petition of E. C. Griffith.

Factual information as to the property and surrounding area was given by Mr. McIntyre, Planning Director, who stated the property is now vacant and the area is developed with single family and duplex residences, and is in close proximity to a business zone.

Mr. C. W. Todd appeared for Mr. Griffith, the petitioner, and advised that the property is in an undeveloped area; that both R-1 and R-2 zones adjoin and they cannot believe that the requested rezoning to R-2 could be objectionable in any way.

Mrs. Terrell Fridell, Mr. Arthur Andrews and Mr. John McEachern, residents of Ardsley Road, expressed opposition to the zoning change, stating their deeds are restricted to single family residents and they feel the change in zone would devalue their properties. Mr. W. M. Nicholson, attorney for Mr. E. H. Keply, 1238 King's Drive, and Mr. R. A. Planner, Kings Drive, spoke in opposition to the rezoning, stating it is now impossible to get in and out of your driveways on King's Drive, that the traffic is terrific, that they purchased homes in the area believing it was a single family, exclusive area and that already they are surrounded by doctor's offices, restaurants, barbecue stands and with the additions of apartments if the R-2 zone is permitted, the traffic will be increased.

Council decision was deferred for one week.

HEARING ON ORDINANCE NO. 392 AMENDING THE ZONING ORDINANCE TO AMEND THE BUILDING ZONE MAP OF CHARLOTTE, BY CHANGING THE PROPERTY ON THE EAST SIDE OF BEATTIES FORD ROAD, BETWEEN LINCOLN BOULEVARD AND ST. LUKE STREET, FROM R-1 TO B-1, ON PETITION OF C. W. WITHERS.

The scheduled hearing was held on Ordinance No. 392 Amending the Zoning Ordinance, to amend the Building Zone Map of Charlotte, by changing the property on the east side of Beatties Ford Road, between Lincoln Boulevard and St. Luke Street, from R-1 to B-1 on petition of C. W. Withers.

Mr. McIntyre, Planning Director, presented a map of the area and surrounding territory, and stated the property covers several tracts on the east side of Beatties Ford Road; that the area is developed residentially and some vacant property; that there is some business nearby.

Mr. Ernest L. DeLaney, Jr., representing the petitioner, advised that last October his client began construction of business on the property, which was stopped because of the weather, and when it was again started he was advised that the area had been rezoned for residential use only. That this will be an extension of the business area adjoining, and with the traffic conditions on Beatties Ford Road and the deterioration of the present residential property on the street, it is unsuitable for residential use, and their request for a business zone is logical.

Mr. William Grier, attorney for Mr. L. R. Furr, who is owner of all of the lots at the rear of the property in question, advised that his client had no objections to the requested change, in fact joined with Mr. Withers in his petition.

Mr. Oliver N. Freeman, resident of 2217 Lincoln Road, stated he represents the Community Improvement Association and they all object to a change from the residential zoning, as they are trying to improve the area and to prevent further business development. That they object to the erection even of further apartments in the area and to lesser zoning. That last year a \$20,000.00 residence was erected on the street just four lots from the property in question .

Councilwoman Evans asked if they would accept a change to B I-A zone, and Mr. Freeman replied they would object to any multiple type houses, which would draw a lower type resident of a transient nature, whose interest in the neighborhood development would be nil.

Mr. DeLaney stated they contemplated the erection of a Service Station on the property, which would add to the appearance of the neighborhood.

Council decision was deferred for one week.

HEARING ON ORDINANCE NO. 393 AMENDING THE ZONING ORDINANCE TO AMEND THE BUILDING ZONE MAP OF CHARLOTTE, BY CHANGING THE PROPERTY IN THE 2800 BLOCK OF PLAZA ROAD, FROM R-2 TO B-1, ON APPEAL OF PLAZA ROAD RESIDENTS FROM THE DECISION OF THE PLANNING COMMISSION.

A public hearing was held on Ordinance No. 393 Amending the Zoning Ordinance to amend the Building Zone Map of Charlotte, by changing the property in the 2800 Block of Plaza Road, from R-2 to B-1, on appeal of Plaza Road Residents from the decision of the Planning Commission.

Mr. McIntyre, Planning Director stated that the petition covers a full block of property on both sides of Plaza Road, the use of which is presently residential, and all adjoining property is zoned R-2.

Mr. Henry Strickland, attorney for the petitioners, composed of all the residents of the 2800 block, stated the 2600 block is occupied with businesses and the left side of the 2700 block, with the exception of two houses, and in the 2800 block in which his client's property is located, there are only three houses. That they know of no objections to the change in zoning, and with Plaza Road now being a four lane thoroughfare, the entire street should be zoned for business.

No objections to the proposed change was expressed.

Decision was reserved for one week.

HEARING ON ORDINANCE NO. 394 AMENDING THE ZONING ORDINANCE TO AMEND THE BUILDING ZONE MAP OF CHARLOTTE, BY CHANGING THE PROPERTY LOCATED ON HANSON DRIVE, BETWEEN BRIARWOOD ROAD AND HARPER AVENUE, FROM R-1 TO R-2, ON APPEAL OF C. H. SEARS AND E. M. CLARK FROM THE DECISION OF THE PLANNING BOARD.

The public hearing was held on Ordinance No. 394 Amending the Zoning Ordinance to amend the Building Zone Map of Charlotte by changing the property located on Hanson Drive, between Briarwood Road and Harper Avenue, from R-1 to R-2, on appeal of C. H. Sears and E. M. Clark from the decision of the Planning Board.

Factual information as to the property and surrounding area was presented by the Planning Director, who stated the property is vacant with the exception of one apartment structure. That the property is in a R-1 zone, is adjoined by a R-1 zone with a R-2 zone at the rear, and all the area around the property is zoned R-1 for a considerable distance.

Mr. O. W. Clayton, attorney representing the petitioners, stated he is not here today to either condone or condemn Mr. Sears for the non-conforming use of the property, that he is here to merely represent the petitioners in their request for a change in zone from R-1 to R-2. He presented a statement of approval of the rezoning signed by three land-owners. Mr. Clayton then presented an affidavit by Mr. Sears in support of his Answer in the injunction by the City of Charlotte vs. C. H. Sears for the nonconforming use of the property, which, in part stated that the plans and specifications for the apartment house were approved by Mr. H. N. Sutton, City Building Inspector and the premises when completed inspected and approved by him. Councilman Dellinger stated that this is a hearing on the zoning of the property and should not go into the details of the injunction against Mr. Sears.

Mr. Clayton stated the property consists of approximately 5 acres on Hanson Drive, consisting of 7 lots. That the property is not suitable for high class single family units, as the area is behind all of the surrounding houses. That Mr. Sears and Mr. Clark own all of the property within the subdivision, and they feel that because of the nearby R-2 zoned district, the rezoning of their property would not adversely affect nearby properties, as the only difference between R-1 and R-2 is that R-2 provides for multiple family units. He asked that the Council consider their petition on its merits.

Mr. Henry Fisher, attorney for residents of the area, presented a petition signed by 45 property owners who reside in the immediate vicinity, protesting a change in the zoning of the property from R-1 to R-2 and stating they feel it would materially and adversely affect the value of their properties. He stated he had not had time to check the location of the signers to see if it comes under the 20% zoning rule but would do so and advise the Council. He advised further that he represents all of the property owners in the 2200 and 2100 blocks of Hanson Drive. Mr. Fisher stated he had looked over the file in the injunction suit of the City vs C. H. Sears and read therein a letter from Mr. H. N. Sutton, City Building Inspector, to Mr. Sears in which he stated he had repeatedly told him that the property could be used only for single-family units, and at the bottom of the letter, Mr. Sears acknowledged it. He stated his clients feel it would be a poor policy for the City to rezone the property to permit the use of the apartment by six residents after the City had brought an injunction against Mr. Sears for the nonconforming use of the property, and that it would affect the value of their homes to permit this and other apartments to be constructed and used within the area.

Mr. Charles Myers, Attorney, stated he represents residents on Hanson Drive and himself, who resides on the street, in protest of a change in zone, and he stated they feel that Mr. Sears has flaunted the law by the nonconforming use of the property and has not abided by the law, and that his feet should be held to the fire.

Mr. J. P. Hobson, resident of Briarwood Road, stated the apartment house erected by Mr. Sears on Hanson Drive was in complete defiance of the law and he cannot believe that the Council will consider giving him relief from a situation he brought upon himself. He urged that the property not be rezoned.

Council decision was deferred for one week.

HEARINGS CONTINUED UNTIL JULY 10TH ON ORDINANCE NO. 395, 396, 397 AND 398 AMENDING THE ZONING ORDINANCE BY ADDING A NEW CLASSIFICATION TO BE KNOWN AS "OFFICE-INSTITUTION", AND AMENDING THE BUILDING ZONE MAP OF CHARLOTTE TO CHANGE PROPERTY ON EAST MOREHEAD STREET, PROPERTY WITHIN THE AREA OF THE PRESBYTERIAN AND MERCY HOSPITALS AND PROPERTY ON INDEPENDENCE BOULEVARD FROM THE PRESENT ZONING TO "OFFICE-INSTITUTION".

Upon motion of Councilman Dellinger, seconded by Councilman Brown, and unanimously carried, the Council continued until July 10th the scheduled hearings on "Ordinance No. 395 Amending the Zoning Ordinance by adding a new zoning classification to be known as Office-Institution", and on "Ordinance No. 396 Amending the Zoning Ordinance to amend the Building Zone Map of Charlotte by changing the zone of property on East Morehead Street, from Dilworth Road business district to the King's Drive business district, from R-2 to Office-Institution", and on "Ordinance No. 397 as Amended, to amend the Building Zone Map of Charlotte, by changing the zone on property within the area of the Presbyterian and Mercy Hospitals and on Hawthorne Lane, East 4th and East 5th Streets and Caswell Road, from R-2 and B-1 to Office-Institution", and "Ordinance No. 398 Amending the Building Zone Map of Charlotte by changing property on Independence Boulevard, from Waterman Ave. to Briar Creek Road, from R-1 to Office-Institution", in order that the Council may meet together and further study the provisions of the Ordinance itself to be sure that it will meet the needs for the new zone.

TEMPORARY SIDEWALK AUTHORIZED CONSTRUCTED ON CENTRAL AVENUE FROM MIDWOOD SCHOOL TO LOGIE AVENUE ON THE NORTH AND IVEY DRIVE ON THE SOUTH, AT REQUEST OF MIDWOOD SCHOOL P.T.A.

Dr. James Grubbs, representing the Midwood School P. T. A. requested the construction of temporary sidewalks on Central Avenue, from Midwood School to Logie Avenue on the north and to Ivey Drive on the south, for the benefit of school children. Upon motion of Councilman Brown, seconded by Councilman Dellinger, and unanimously carried, the request was granted.

TRAFFIC SURVEY OF NORTH CHURCH AND WEST 8TH STREETS INTERSECTION DIRECTED MADE.

Councilman Dellinger presented a petition signed by 39 residents of North Church and West 8th Street, requesting the installation of a Traffic Signal at the intersection of these streets, and stating that on yesterday, there were three traffic accidents at the intersection and on an average of 20 such accidents annually. Councilman Dellinger moved that the City Manager have a traffic survey made and report the findings to the Council. The motion was seconded by Councilman Albea, and unanimously carried.

RESOLUTION INVITING THE 1958 REGIONAL BASKETBALL TOURNAMENT OF THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION TO BE HELD IN CHARLOTTE.

A resolution entitled: "Resolution Inviting the 1958 Regional Basketball Tournament of the National Collegiate Athletic Association to be Held in Charlotte", was introduced by Councilman Brown, who moved its adoption. The motion was seconded by Councilman Baxter, and unanimously carried. The resolution is recorded in full in Resolutions Book 3, at Page 90.

APPOINTMENT OF COUNCILWOMAN MARTHA EVANS AS EXOFFICIO MEMBER OF THE CHARLOTTE MENTAL HEALTH CLINIC.

Mayor Smith stated the Charlotte Mental Health Clinic has requested that he appoint a member of the Council as ex-officio member to serve with their Board and the County Commissioners. He then appointed Councilwoman Martha W. Evans, who accepted the appointment.

MEMORIAL HOSPITAL PROPERTY SELECTED AS SITE FOR NEW HEALTH CENTER AND THE CONSTRUCTION OF AN ADDITIONAL STREET TO THE CENTER AUTHORIZED.

Councilman Wilkinson, Chairman of the Committee to recommend a site for the proposed new Health Center, reported that the Committee recommends the location of the Health Center on Memorial Hospital property at the rear of the Spastic Hospital, to which Memorial Hospital Authority will give the city a deed. He moved that the Center be located on this site. The motion was seconded by Councilman Foard, a member of the Committee.

Councilman Albea, member of the Committee, stated this is the only site on which the Center can be constructed with the money authorized for the Center; that it is a case of either this site or nothing at the present time. That it was his impression that the Committee was appointed to submit a recommendation for a site and not go into the details of streets, bridges or whatever is necessary, to the site.

Councilman Dellinger stated he is not opposed to the site but feels that the site should be made more accessible to the public and he is wondering what plans the Committee has made to provide more streets to the property? Councilman Wilkinson stated the Committee was not asked to do other than recommend a site, and this is their recommendation.

Councilman Dellinger offered a substitute motion that the acceptance of the recommendation be deferred until June 26th in order that a cost estimate of an additional street or streets may be obtained. The motion was seconded by Councilwoman Evans.

Councilman Wilkinson stated that the extension of Ardsley Road into the property would necessitate the construction of a bridge over Sugaw Creek, and Councilman Foard stated that Spastic Hospital is surrounded by a paved area and it would be no trouble at all to extend this to the Health Center.

Councilman Brown stated that he feels the traffic on King's Drive should not be added to by the extension of Ardsley Road; that he would rather see Hillside Avenue extended into the property.

The vote was then taken on the substitute motion to defer action until July 26th and lost with the following votes cast:

YEAS: Council members Dellinger and Evans.

NAYS: Council members Albea, Baxter, Brown, Foard and Wilkinson.

The vote was then cast on the main motion that the Memorial Hospital Property site be selected, and carried, with the following votes cast:

YEAS: Councilmen Albea, Baxter, Brown, Dellinger, Foard and Wilkinson.

NAYS: Councilwoman Evans.

Councilman Baxter then moved that Hillside Avenue be extended into the Health Center site, which was seconded by Councilman Dellinger, who stated, however, he feels that a survey of the area should be made by the Engineering Department before any one street is designated for extension.

Councilwoman Evans stated she feels that the Committee has done a good job in the selection of a site, but only did half the job in not determining the cost of a street or streets or bridges.

Councilman Baxter then withdrew his motion that Hillside Avenue be extended into the site, and moved that the Council agree to provide another outlet to the Health Center in addition to Brunswick Avenue, subject to the approval of the City Engineering Department. The motion was seconded by Councilman Dellinger, and unanimously carried.

Mayor Smith expressed his personal appreciation to Councilmen Wilkinson, Albea and Foard for their work on the Committee and for a job well done.

RESOLUTION APPROPRIATING FUNDS FOR PAYING USUAL EXPENSES OF THE CITY OF CHARLOTTE PENDING THE ADOPTION OF THE ANNUAL APPROPRIATION ORDINANCE.

A resolution entitled: "Resolution Appropriating Funds for Paying Usual Expenses of the City of Charlotte Pending the Adoption of the Annual Appropriation Ordinance" was introduced and read, and upon motion of Councilman Wilkinson, seconded by Councilman Baxter, was unanimously adopted. The resolution is recorded in full in Resolutions Book 3, at Page 91.

RESOLUTION PROVIDING FOR FILING OF BUDGET ESTIMATE FOR THE FISCAL YEAR 1957-58 WITH THE CITY CLERK.

A resolution entitled: "Resolution Providing for Filing of Budget Estimate for the Fiscal Year 1957-58 with the City Clerk" was introduced and read. Councilman Dellinger moved the adoption of the resolution, which was seconded by Councilman Wilkinson, and unanimously carried. The resolution is recorded in full in Resolutions Book 3, at Page 92.

RIGHT-OF-WAY AGREEMENT WITH SOUTHERN RAILWAY COMPANY FOR INSTALLATION OF SANITARY SEWER UNDER THEIR TRACKS IN BERRYHILL ROAD, BETWEEN WILKINSON BOULEVARD AND PARKER DRIVE.

Upon motion of Councilman Wilkinson, seconded by Councilman Brown, and unanimously carried, the Mayor and City Clerk were authorized to execute an agreement with the Southern Railway Company for right-of-way for the installation by the City of an 8-inch sanitary sewer under their tracks in Berryhill Road, between Wilkinson Boulevard and Parker Drive.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

Motion was made by Councilman Wilkinson, seconded by Councilman Dellinger, and unanimously carried, authorizing the construction of driveway entrances at the following locations:

- (a) One 12-ft. driveway entrance at 411 North Brevard Street.
- (b) One 19-ft. and One 30-ft. entrance at 1610 Brunswick Avenue.
- (c) One 12-ft. entrance at 1316 Holmes Drive.
- (d) Two 35-ft. entrances at 2631 South Tryon Street.
- (e) One 20-ft. entrance at 2621 Central Avenue.
- (f) One 10-ft. entrance at 600 Moravian Lane.
- (g) Two 35-ft. entrances on Crescent Avenue and One 32-ft. and One 31-ft. entrance on Providence Road, all for 2322 Crescent Avenue.
- (h) Two 35-ft. entrances on West Trade Street and One 35-ft. entrance on Woodlawn Avenue, all for 929-33 W. Trade Street.
- (i) Two 30-ft. and One 20-ft. entrances at 200 Foster Street.
- (j) Two 35-ft. entrances on Oaklawn Avenue and One 40-ft. entrance on Whismant Street, all for 1401 Oaklawn Avenue.

HOLIDAY GRANTED CITY EMPLOYEES ON THURSDAY, JULY 4th.

Councilman Dellinger moved that a holiday be granted city employees on Thursday, July 4th. The motion was seconded by Councilman Wilkinson, and unanimously carried.

RESOLUTION PROVIDING FOR THE PUBLICATION OF NOTICE OF SESSION OF THE CITY COUNCIL ON JULY 10, 1957 TO CONSIDER A PETITION FOR THE ANNEXATION OF 17.20 ACRES OF PROPERTY, CONSISTING OF 36 LOTS, LOCATED IN CRAB ORCHARD TOWNSHIP, ON PETITION OF D. E. ALLEN DEVELOPMENT COMPANY, WILLIAM L. HULL, HARRIET B. HULL, ROBERT M. WILLIFORD, MARJORIE B. WILLIFORD, CARL G. BALLARD, DOROTHY A. BALLARD, LESTER M. MAHAFFEY, AND DOROTHY SARA DEDMOND MAHAFFEY.

The City Manager reported that a Petition for the Annexation of 17.20 acres of property, consisting of 36 lots, located in Crab Orchard

Township, to the City of Charlotte has been filed by D. E. Allen Development Company, William L. Hull, Harriet B. Hull, Robert M. Williford, Marjorie B. Williford, Carl G. Ballard, Dorothy A. Ballard, Lester M. Mahaffey and Dorothy Sara Dedmond Mahaffey.

Thereupon, a resolution entitled: "Resolution Providing for the Publication of Notice of Session of the City Council on July 10, 1957 to Consider the Petition for the Annexation to the City of Charlotte of 17.20 acres of property located in Crab Orchard Township", was introduced and read. Councilwoman Evans moved the adoption of the resolution, which was seconded by Councilman Brown, and unanimously carried. The resolution is recorded in full in Resolutions Book 3, at Page 95.

RESOLUTION AUTHORIZING PERMANENT IMPROVEMENTS ON WEST STONEWALL STREET, FROM SOUTH CHURCH STREET TO MINT STREET.

A resolution entitled: "Resolution Authorizing Permanent Improvements on West Stonewall Street, from South Church Street to Mint Street" was introduced and read, and upon motion of Councilwoman Evans, seconded by Councilman Baxter, and unanimously carried, the resolution passed its first reading. The resolution is recorded in full in Resolutions Book 3, at Page 93.

RESOLUTION WITH RESPECT TO ADJUSTING CITY SCHOOL BOARD STREET ASSESSMENTS ON HAWTHORNE LANE EXTENSION.

A resolution entitled: "Resolution with Respect to Adjusting City School Board Street Assessments on Hawthorne Lane Extension" was introduced and read, and upon motion of Councilman Dellinger, seconded by Councilwoman Evans, was unanimously carried. The resolution is recorded in full in Resolutions Book 3, at Page 94.

SUPPLEMENT TO CONTRACT WITH THE STATE OF NORTH CAROLINA COVERING THE USE OF AIRPORT FACILITIES BY THE N. C. AIR NATIONAL GUARD.

Upon motion of Councilman Wilkinson, seconded by Councilman Brown, and unanimously carried, a Supplement to the Contract with the State of North Carolina was approved covering the use of Airport facilities by the N.C. Air National Guard, whereby the rental price is increased.

SICK LEAVE FOR H. N. PORTER, WATER DEPARTMENT EMPLOYEE, EXTENDED THROUGH JULY 31, 1957.

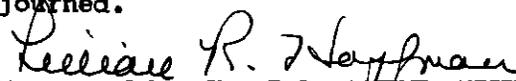
Councilman Dellinger moved that the sick leave granted Mr. H. N. Porter, Water Department employee, be extended through July 31, 1957, as recommended by the Superintendent of the Water Department. The motion was seconded by Councilman Wilkinson, and unanimously carried.

CITY TO SHARE IN BID PRICE OF PAINTING OFFICES OF ELECTION BOARD WITH COUNTY COMMISSIONERS ON 50-50 BASIS.

The City Manager advised that the City has been requested by the Chairman of the County Commissioners to share in the cost of painting the offices of the Election Board, on a 50-50 basis, and that the low bid submitted is \$245.00. Councilwoman Evans moved that the City share in the cost at the bid price on a 50-50 basis. The motion was seconded by Councilman Dellinger, and unanimously carried.

ADJOURNMENT.

Upon motion of Councilman Dellinger, seconded by Councilman Baxter, and unanimously carried, the meeting was adjourned.


Lillian R. Hoffman, City Clerk