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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, March 27, 1957, at 4 o'clock p.m. with Mayor Van Every presiding, and Council members Baxter, Brown, Evans, Smith and Wilkinson being present.

ABSENT: Council members Albea and Dellinger

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INVOCATION.

The invocation was given by Councilman James E. Smith

MINUTES APPROVED.

Upon motion of Councilman Wilkinson, seconded by Councilman Brown, and unanimously carried, the Minutes of the last meeting of the Council on March 20th were approved as submitted.

REQUEST OF J. R. PURSER GRANTED TO REDUCE CURB ISLAND 5-FEET AND ALLOW TWO 40-FOOT DRIVEWAY ENTRANCES AT SERVICE STATION AT 2437 CENTRAL AVENUE.

Mr. J. R. Purser appeared before Council and stated that in the widening of Central Avenue he has been allowed only one 40-foot driveway entrance at his Service Station located at 2437 Central Avenue, which does not allow him sufficient space to get Fuel Oil Trucks to his pumps, and that he needs the curb island reduced by 5 feet and an additional 40-foot entrance to make his place of business accessible.

Councilman Brown stated he and other members of the Council looked over the situation and the additional space is certainly needed and with the curb island set back 5-feet and an additional driveway will permit the trucks to make a right turn to get to the pumps.

Councilman Smith moved that the curb island be reduced by 5-feet and an additional 40-foot driveway entrance be allowed. The motion was seconded by Councilman Brown, and unanimously carried.

PETITION PROTESTING TAKING PORTION OF INDEPENDENCE PARK AS SITE FOR NEW HEALTH CENTER, ON GROUNDS THAT IT WOULD VIOLATE THE CONTRACT BETWEEN THE DONORS OF THE LAND FOR PARK PURPOSES AND WOULD RESULT IN INCREASED TRAFFIC ON PARK DRIVE AND RESULT IN DECREASE IN VALUATION OF RESIDENTIAL PROPERTY WITHIN AREA.

Mr. Fred W. Bonitz and Mr. J. J. Mitchell, residents of Hawthorne Lane, appeared before Council in protest of the location of the new Health Center in Independence Park, at the corner of Hawthorne Lane and East 7th Street.

Mr. Bonitz presented a Petition, signed by 55 residents of the area, protesting taking a portion of Independence Park as the site for the

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Health Center, on the grounds that it would violate the contract between the donors of the land for park purposes and would result in increased traffic on Park Drive, making it detrimental to those residing thereon, and result in the decrease in the valuation of residential property within the area.

Mr. Bonitz stated that both Hawthorne Lane and East 7th Street already carry a heavy traffic load and that he has seen many accidents at this intersection; that there are five churches within a stone's throw of the location, which need parking space. That this is the area of Independence Park that is quiet and without play equipment, and that small children and older persons enjoy its peace and tranquility in safety. Too, that the construction of the Health Center will necessitate the destruction of many of the full grown 150 trees in the park.

Mr. Mitchell stated the residents of Elizabeth Section could hardly believe that the Governing Body of Charlotte would think of destroying the beauty of Independence Park by erecting a building therein; that the Park was desecrated by the erection of Hawthorne Community Center and it has done the area no good. That the property was given by a citizen for park purposes and accepted by the City; that it was given in good faith and accepted in good faith and the present City Council should keep that faith and not violate a contract made by a former Governing Body.

#### RESOLUTION REQUESTING LEGISLATIVE DELEGATION TO PROTECT PERIMETER ZONING.

A resolution entitled: "Resolution Requesting Legislative Delegation to Protect Perimeter Zoning" was introduced by Councilman Baxter, who moved its adoption. The motion was seconded by Councilman Smith, and unanimously carried. The resolution is recorded in full in Resolutions Book 3, at pages 59 and 60.

#### ADDITIONAL ENGINEER FOR ENGINEERING DEPARTMENT AUTHORIZED.

Councilwoman Evans moved that an additional engineer for the Engineering Department be authorized, at the Job Classification level of 600 points, with a starting salary of \$401.00 per month. The motion was seconded by Councilman Brown, and unanimously carried.

#### TRANSFER OF FUNDS FROM EMERGENCY FUND TO TRAFFIC ENGINEERING DEPARTMENT FOR TRAFFIC SIGNAL CONTROL EQUIPMENT FOR USE ON ELEVENTH STREET, CENTRAL AVENUE AND TUCKASEEGEE ROAD.

Upon motion of Councilman Brown, seconded by Councilman Wilkinson, and unanimously carried, \$2,500.00 was authorized transferred from the Emergency Fund (Code 110) to the Traffic Engineering Department (Code 1518 G-47) for traffic signal control equipment for use on Eleventh Street, Central Avenue and Tuckaseege Road.

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**ORDINANCE AUTHORIZING \$9,000,000 BONDS & RESOLUTION CALLING A SPECIAL BOND ELECTION, ON MAY 7, 1957, ADOPTED.**

Ordinances entitled: "Ordinance Authorizing \$1,500,000 Water Bonds", "Ordinance Authorizing \$1,500,000 Street Improvement Bonds", "Ordinance Authorizing \$1,500,000 Grade Crossing Elimination Bonds", "Ordinance Authorizing \$200,000 Sanitary Sewer Bonds", "Ordinance Authorizing \$300,000 Fire Department Building Bonds" and "Ordinance Authorizing \$4,000,000 Hospital Bonds" were individually introduced by Councilman Wilkinson and read, and upon motion of Councilman Wilkinson, seconded by Councilman Smith, were individually adopted unanimously. A resolution entitled: "Resolution Calling a Special Bond Election", to be held on May 7, 1957, was then introduced by Councilman Wilkinson /~~seconded~~ by Councilman Smith and unanimously carried, was adopted. The ordinances and resolution are recorded in full in Ordinance Book 12, beginning at Page 111 and ending at Page 129.

Mr. John D. Shaw, City Attorney, stated the Local Government Commission has advised that no objections have been filed against the \$9,000,000 Bond Election in accordance with the publication of the Notice of the said election, and the Council may proceed with calling the election on any date after 40 days from March 21, 1957.

**RESOLUTION PROVIDING FOR PUBLIC HEARING ON PROPOSED ZONING OF DOUGLAS MUNICIPAL AIRPORT AND SURROUNDING AREA, ON APRIL 17TH, ADOPTED.**

Ordinance No. 384 Zoning Douglas Municipal Airport and the Surrounding Area, was introduced and read. Thereupon, a Resolution Providing for a Public Hearing on the Proposed Zoning of Douglas Municipal Airport and Surrounding Area, on April 17th was introduced and read, and upon motion of Councilwoman Evans, seconded by Councilman Baxter, and unanimously carried, the resolution was adopted. The resolution is recorded in full in Resolutions Book 3, at Page 61.

**CONSTRUCTION OF SANITARY SEWER IN EAST 33RD STREET AUTHORIZED.**

Councilman Brown moved approval of the construction of 375-feet of sanitary sewer main in East 33rd Street, at request of McDevitt & Street Company, to serve one business unit, at an estimated cost of \$3,005.00, with all costs to be borne by the City and no refund of applicant's required deposit. The motion was seconded by Councilwoman Evans, and unanimously carried.

**CONSTRUCTION OF DRIVEWAY ENTRANCES AT 2119 INDEPENDENCE BOULEVARD APPROVED.**

Motion was made by Councilman Wilkinson, seconded by Councilman Smith and unanimously carried, authorizing the construction of a 12-foot driveway entrance at 2119 Independence Boulevard.

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RENEWAL OF SPECIAL OFFICER PERMIT TO FRANK W. HAAS.

Councilwoman Evans moved approval of the renewal of the Special Officer Permit to Mr. Frank W. Haas, for use on the premises of the City's Cemeteries. The motion was seconded by Councilman Brown, and unanimously carried.

TRANSFER OF CEMETERY LOTS.

Upon motion of Councilman Smith, seconded by Councilwoman Evans and unanimously carried, the Mayor and City Clerk were authorized to execute the following deeds for the transfer of cemetery lots:

- (a) Deed with W. Neal Pharr and wife, for Lot 297, Section 2, Evergreen Cemetery, at \$160.00
- (b) Duplicate of Deed with James D. Craig, for Lot 252, Section 6, Oaklawn Cemetery, at \$1.00

ADJOURNMENT.

Upon motion of Councilman Wilkinson, seconded by Councilman Smith, and unanimously carried, the meeting was adjourned.

Lillian R. Hoffman  
Lillian R. Hoffman, City Clerk