

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 Monday, May 18, 1964, at 2 o'clock p.m., with Mayor Brookshire presiding, and Councilmen Alba, Bryant, Jordan, Smith, Thrower and Whittington present.

ABSENT: Councilman Dellinger.

Sitting as a Joint Body with the City Council during the hearings on Petitions for changes in Zoning Classifications were the following members of the Charlotte-Mecklenburg Planning Commission: Mr. Sibley, Chairman, and Mr. Ervin, Mr. Hanks, Mr. Jones, Mr. Stone, Mr. Toy and Mr. Ward.

ABSENT: Mr. Lakey, Mr. Suddreth and Mr. Turner.

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#### INVOCATION.

The invocation was given by the Reverend W. A. Wilkins, Rector of St. Michael's Episcopal Church.

#### MINUTES APPROVED.

Upon motion of Councilman Jordan, seconded by Councilman Thrower and un-animously carried, the Minutes of the last meeting on May 11th were approved as submitted.

#### HEARING ON PETITION NO. 64-33 FOR CHANGE IN ZONING FROM R-6MF TO I-2 OF STRIP OF LAND BETWEEN HAWTHORNE LANE AND LOUISE AVENUE, NEAR BELMONT AVENUE.

The public hearing was held on Petition No. 64-33 by Bancroft Realty Company for change in zoning from R-6MF to I-2 of a 60' strip of land between Hawthorne Lane and Louise Avenue, near Belmont Avenue.

Mr. McIntyre, Planning Director, advised the petition covers property lying between Louise Avenue and Hawthorne Lane, being two lots in depth and located just about at the end of Belmont Avenue. At present the property is vacant. That it consists of the rear portion of land on which Eckerds has established a warehouse facility and has its principle access from Hawthorne Lane; there are other wholesaling establishments fronting on Hawthorne Lane in the near vicinity. E. J. Smith & Son is nearby and a textile printing firm is next door. The present zoning is R-6MF and it is adjoined by R-6MF zoning toward the northerly side and by I-2 zoning on the southerly side.

Mr. Irvin Boyles, Attorney for the petitioner, stated Bancroft Realty is an affiliate of Eckerds and at the time the property was acquired the zoning was Industrial all the way up to the 60' strip. That the present office building occupied by Eckerds sits within the strip and was erected after the land was acquired, and somewhere along a tax map showed up which had a street in it. That they found out about it when applicaion was made for a permit to extend the building. Then they checked on it and found there is no dedication of the street; the Engineering Department found no dedication and the

the source of the difficulty was traced to a tax map which showed a street which was neither dedicated nor authorized. That the only thing they are asking is that the zoning be restored to the same classification which they had at the time the property was acquired and at the time the office building was erected. That they propose to build an addition to the warehouse. That the immediate area adjoining as separated by a party wall is the E. J. Smith and Son business, together with a textile firm; that diagonally in front is the Ledford Warehouse, a furniture wholesaling and two or three other wholesaling businesses.

No opposition was expressed to the proposed change. Council decision was deferred for two weeks.

HEARING ON PETITION NO. 64-22 FOR CHANGE IN ZONING FROM R-12 TO O-15 OF TRACT OF LAND ON NORTH SIDE OF FAIRVIEW ROAD AT THE PARK ROAD INTERSECTION.

The scheduled hearing was held on Petition 64-22 by R. L. Barnett for change in zoning from R-12 to O-15 of a tract of land fronting 245 ft. on the north side of Fairview Road at the Park Road intersection.

The Council was advised that a Petition Protesting the change in zoning has been filed, which is signed by one person representing one tract of land which is adjacent to the subject property representing 49% of the land adjoining the subject property on the south side thereby invoking the 20% Rule. Also the petition is signed by 34 persons representing 49 properties in the immediate area but not adjoining the subject property, who oppose the change in zoning.

The Planning Director advised the property is adjacent to the Celanese Corp. property which fronts on Fairview Road. That the subject property is located at the intersection of Park Road and Fairview Road and is directly head on in front of the Park Road right of way coming north towards town. The property at present is vacant; is adjoined on three sides by Celanese property; that diagonally across Fairview Road there is vacant land and some distance down Fairview Road on the opposite side of the street is Eastern Airlines Office Building. That directly across Park Road there are residential establishments extending some distance down Park Road towards town. On the same side of Park Road on which the subject property is located, there are residential usages established. Residential usages also extend toward Wintercrest Avenue and the rear line of the residential properties come within about 100 feet of the property in question. The zoning of the property is R-12; it is adjoined on two sides by O-15 zoning which is the zoning of the Celanese property; diagonally across Fairview Road there is O-15 zoning, also at the intersection of Fairview and Park Road. Otherwise the adjacent adjoining zoning is R-15.

Councilman Whittington asked under the O-15 zoning how far back from the residents would the building have to set, the side lot if their building faced Park Road? Mr. McIntyre replied they have requested O-15 zoning and he believes the sideyard offset is 10-feet.

Mr. Russell Robinson, representing Mr. R. L. Barnett, stated the purpose of the request is to allow the construction of a 4 story office building. He advised the building would be approximately 60,000 sq. ft. in gross area. That the property contains a little over 3 acres in area. He presented an architect's sketch showing how the building would be located on the tract. He advised that the property is bi-sected by the projection of Park Road. That the setback requirement for the zoning would be 40 feet but the building would be set back 120 feet from Park Road, 80 feet more than required. That

there would be a parking area adjacent to the building. Mr. Robinson stated the property was purchased in 1951 by Mr. Barnett with the idea of using it for farming purposes; later in the fall of that year the adjacent property was sold to Celanese and the zoning of that property was changed from Rural to Business, and the business zoning line bi-sected this property, it being an extension of the center line of Park Road. Until the new ordinance was passed in 1962 half of the subject property was zoned business. That when the new ordinance was passed the zoning line came as shown at present, and put the subject property into R-15 zoning. That they contend the line of division forms an illogical and incongruous power. That it forms a little pocket of residential zoned area within an area otherwise surrounded by Office zoning; that the Celanese Building is adjacent, the Eastern Airlines Building is down the road and further down the road is the J. P. Stevens Building. That the lot is not suitable for residential development in that it is too deep, and only three lots could be formed out of the approximately 160 foot frontage, and it goes back 450 feet. That the topography of the land is too irregular with a gully running through the back, so the only favorable, the only economical development of the property is for business use. That the office building planned for the property if it is rezoned, is the only use that is practical, the only use that will put it to the most favorable economical benefits. That the property should be rezoned as it will not seriously prejudice the property rights or the values of the neighboring residential area because of the nature of the facilities to be constructed, and the manner in which this facility will tie in with the existing development of the adjacent property, and the buffer zone which will be provided by the parking area, and the distance from which the building will be constructed from the property line.

Mr. Robinson stated in connection with Petition No. 64-35 by Mr. Price to rezone the property O-15, if the property is rezoned then the plan of development will be different. The Office building will be moved to the east further away from the residential area and there will be more parking provided on the adjacent property which will provide an even greater buffer zone between the development and the residential development.

Councilman Smith asked which property invoked the 20% Rule and Mr. Robinson pointed out the property which is located across the street.

Mr. W. M. Lineberger stated he bought his home around 5 years ago at 5811 Park Road, which is located next to the Price property. That he has 150' frontage and 250' depth. That he also represents the 30 or 40 people down in Pickardy who unanimously protested the change. That he also contacted Mr. Jack Nivens, who is the developer of Pickardy. That they bought their homes in the \$25,000 to \$35,000 bracket about 5 years ago and they knew Celanese was back there about 1/3 of a mile - there is a large tract of woods between their homes and Celanese. That they are all opposed to the change, and they disagree that this would not take away from the value of their homes.

Council decision was deferred for two weeks.

HEARING ON PETITION NO. 64-35 FOR CHANGE IN ZONING FROM R-12 TO O-15 OF A TRACT OF LAND ON THE NORTH SIDE OF PARK ROAD, WEST OF FAIRVIEW ROAD.

The public hearing was held on Petition No. 64-35 by Charles K. Price for change in zoning from R-12 to O-15 of a tract of land 80' x 474' on the north side of Park Road, west of Fairview Road.

The Council was advised that a protest petition has been filed signed by 7 persons representing 4 tracts of land which are adjacent to the subject

property representing 100% of the land adjoining the subject property on the south side and 80% of the land adjoining on the west side, thereby invoking the 20% rule which will require a 3/4th vote of Council to pass the change. That the petition is also signed by 2 persons representing 1 property in the immediate area but not adjoining the subject property who oppose the change in zoning.

Mr. McIntyre advised that the previous description would apply to this petition.

Mr. Charles Henderson, Attorney representing Mr. Charles K. Price, advised Council the property had been in the Price family for quite some time. That the property is in a neighborhood where it has been very difficult to make plans with all the changes going on constantly - with the widening of roads and traffic patterns being changed. Now they are faced with this practical problem if Council recognizes the application for rezoning of the Barnett property then the subject property will be rendered virtually worthless. That it has a frontage of some 80 ft. with a depth of some 450 ft. and would maintain only one single family resident if required to stay residential, and some change must be made before the property can be utilized. And they, therefore, join in the request that both pieces of property be treated similarly. That the Celanese Building is extremely close to the property. That they realize someone in Mr. Lineberger's position will feel anything that goes on on the adjoining property to some extent, and that is usually true when you buy property at the very edge of any subdivision, but the line has to be drawn somewhere and they say the line should come this way.

Mr. W. M. Lineberger advised the objections which he has already stated would stand for this property also.

Council decision was deferred for two weeks.

HEARING ON PETITION NO. 64-27 FOR CHANGE IN ZONING FROM R-12 TO R-6MF OF TRACT OF LAND ON WEST SIDE OF HERMITAGE ROAD, SOUTH OF QUEENS ROAD.

The scheduled hearing was held on Petition No. 64-27 by Mrs. Nell C. Cansler for change in zoning from R-12 to R-6MF of a tract of land 106' x 202' on the west side of Hermitage Road, beginning 114' south of Queens Road.

The Council was advised that a Protest Petition has been filed signed by 3 persons representing 2 tracts of land which are adjacent to the subject property which property represents 100% of the land adjoining the subject property on the south side thereby invoking the 20% Rule, which will require a 3/4th vote of Council to pass the ordinance. That the petition is also signed by 5 persons representing 3 properties in the immediate area but not adjoining the subject property protesting the change in zoning.

Mayor Brookshire advised that Mrs. Cansler filed a letter at noon today withdrawing the petition.

HEARING ON PETITION NO. 64-28 FOR CHANGE IN ZONING FROM I-1 TO R-6MF OF TRACT OF LAND ON WEST SIDE OF NORTHERLY DRIVE, SOUTH OF HICKORY LANE.

The scheduled hearing was held on Petition No. 64-28 by Harold P. Norman for change in zoning from I-1 to R-6MF of a tract of land 100' x 150' on the west side of Northerly Drive, beginning 200' south of Hickory Lane.

The Planning Director advised that Northerly Drive is a road which runs

approximately parallel to Statesville Avenue just south of the interchange of I-85 with Statesville Avenue. That the property is in close proximity to the City's former landfill site off Statesville Avenue and in close proximity to the present landfill site which the city recently acquired. At present the property is vacant, adjoined on two sides by houses, the landfill site is across the street, there is vacant land immediately to the south; there are additional houses for a few hundred feet up Hickory Lane and in the area there are also a variety of business and industrial establishments in the section between Northerly Road and Statesville Avenue. The property is zoned I-1 at present, and is adjoined on 3 sides by I-1 zoning.

Mr. Louis Carter, Attorney representing the petitioner, stated Mr. Norman would like to build two duplexes on his lots. That there are four 25 ft. lots giving a frontage of 100 ft., and a depth of 150 ft. on the Old Statesville Road. Mr. Carter passed around pictures of the property and stated what they plan to do will not change the neighborhood in any way, because there are houses there now, and they would like to use the property for the only thing which is now suitable.

No objections were expressed to the proposed change.

Council decision was deferred for two weeks.

#### HEARING ON PETITION NO. 64-30 FOR CHANGE IN ZONING FROM R-12 TO B-1 OF LOT AT NE CORNER OF HICKORY GROVE-NEWELL ROAD AND PLAZA ROAD EXTENSION.

The public hearing was held on Petition No. 64-30 by A. W. Lemmond for change in zoning from R-12 to B-1 of a lot 207' x 395' at the northeast corner of Hickory Grove-Newell Road and Plaza Road Extension.

Mr. McIntyre advised this piece of property lies rather far out in the perimeter at the intersection of Newell-Hickory Grove Road, and at the intersection with Plaza Road. That the property in question lies at the northeastern corner of the street intersection and has on it a gas station - country store combination with the residence. That it is adjoined on two sides by established residential properties. Across Plaza Road there are additional residential properties, and generally surrounding this intersection the use of land is for residential purposes except for the subject property. The zoning of the property is R-12 and is adjoined on all sides by single family residential zoning.

Mr. B. F. Wellons, attorney representing Mr. Lemmond, stated the property is located at the intersection of Plaza Extension and Hickory Grove Road and is one and half mile from Newell and about 3 or 4 miles from the Cabarrus County line. That the property was bought by Mr. & Mrs. Lemmond in 1940 and they have been living there all this time hoping that something would happen. Mr. Wellons stated he knew of no objections and this would be a lot of help to this couple. That it would be hardship for Council to deny it. That the Zoning Board has the power under the law where there is a hardship case to give the relief asked for. That Phillips Oil Company has offered a fairly good price for the property if the zoning is changed, and the people in the neighborhood would welcome it. That there is a station there now operated by Mr. Lemmonds and they have a little grocery store in connection with it.

No Objections were expressed to the zoning change.

Council decision was deferred for two weeks.

HEARING ON PETITION NO. 64-31 FOR CHANGE IN ZONING FROM R-6MF TO I-2 OF PROPERTY ON THE EAST SIDE OF GLENWOOD DRIVE BEGINNING AT AVALON AVENUE AND EXTENDING NORTH OF LENA AVENUE.

The public hearing was held on Petition No. 64-31 by R. J. Nye, et al, for change in zoning from R-6MF to I-2 of property on the east side of Glenwood Drive beginning at Avalon Avenue and extending 212' north of Lena Avenue, including property on both sides of Fairground Street from Glenwood Avenue to the end of Fairground.

The Planning Director advised the petition covers many individual lots and includes all the property fronting on Fairground Street approximately 1 short block long and in addition several blocks that front on Glenwood Drive extending north from Fairground Street toward the Stein-Hall Chemical Corporation operation in the vicinity. The property covered by the petition is partially developed and partially vacant and some of the lots have single family and duplex houses on them and the majority of the lots are vacant. The property is adjoined along its rear boundary by Industrial zoning that has been established in the vicinity of the P & N Railroad tracks; and the southern boundary of the property adjoins the rear line of residential lots that front on Fern Street, and that boundary also adjoins the side lot lines of residential property fronting on Avalon Avenue. Directly across Glenwood Drive the land is vacant and a short distance beyond that vacant land there is additional vacant property which has been laid out for apartment development, with the streets having been proposed for that area. The zoning of the property is R-6MF and is adjoined on 3 sides by similar residential zoning, and is adjoined on two other sides by the "L" shaped Industrial-1 district that abuts the property.

Mr. R. J. Nye stated he owns two lots on Fairground and Avalon and he plans to build a warehouse building. That the property is not suited for residents. That when he talked to a loan company for a loan to build residents they just laughed at him. That there is industry at the north end and P & N Railway on the east side and right in front of it is a strip of land owned by P & N Railway which they will not sell. That this should be developed and the other property owners have said if it is rezoned they will also develop it.

No objections were expressed to the proposed rezoning.

Council decision was deferred for two weeks.

HEARING ON PETITION NO. 64-32 FOR CHANGE IN ZONING FROM 6MF TO I-2 OF PROPERTY AT 3401-09 SPENCER STREET.

The scheduled hearing was held on Petition No. 64-32 by R. W. Davis and L. B. Stevens for change in zoning from R-6MF to I-2 of property at 3401-09 Spencer Street.

The Planning Director advised this petition covers property adjacent to the intersection of Herrin Avenue and Spencer Street, a short distance removed from E. 36th Street. The property is developed two ways, partially with single family homes and the corner property is developed with a commercial building which is not in use at present. Immediately to the rear of the property there are industrial establishments in the form of Husky Built Corporation and some distance behind the property adjacent to the Norfolk and Southern Railroad tracks there is a concrete mixing establishment. To the left of the property toward Academy Street there are other single family homes. Directly across the street the property is vacant; diagonally across

the intersection of Spencer and Academy there is additional residential zoning and directly across there is residential also. That the property at present is zoned R-6MF and is adjoined on 3 sides by similar residential zoning with the property immediately to the rear zoned industrial.

Mr. Roy Davis, one of the petitioners, stated this is four pieces of property and is all that is left in the whole area which is zoned residential. It was zoned industrial years ago and he bought his property over 20 years ago and it was zoned residential then. He pointed out the industrial area to the rear of the property which extends out to Sugaw Creek Road, and stated this strip of 3 little houses was left residential. That his property is the corner lot which has a store located on it and was built 30 years ago and that it has never been used for anything except commercial property. That he did not know until four or five months ago that it was not still industrial property. That he leased it the last time to a marble concern with an option to buy it and told them it was zoned industrial as it had been all those years. That there are 3 more little houses in this concern. That he does not know why it was rezoned to residential, evidently because someone was living in the 3 houses; that he does not know why they would rezone his property from industrial to residential as it has never been used for residential property, it has always been used for business property. That they feel it would upgrade the neighborhood to get the 3 houses and the building out as that is all that is left in the whole area which is not zoned industrial. That just across the street is a whole block which belongs to either the City or County which has never been developed. That on the right are the mill houses on Spencer Street. That he has discussed it around with property owners who he is familiar with, and he has not found anyone who is not entirely in favor of rezoning the property to industrial.

Councilman Bryant asked if he could not get the property immediately to the east to go along with the request for industrial zoning? Mr. Davis replied they all want it. That the two little houses belong to a widow lady who he talked with on the phone and she said she did not have the money to put up for the rezoning. That all she intended to do was to rent them and maybe sell them later. That Mr. Stevens joined with him in the petition and is the owner of the first house next to his property. That the lady said she would like to have hers rezoned but she did not have the money to make the request but she wants it zoned industrial. That he would be glad to get a letter from her stating that the rezoning is alright with her.

No objections were expressed to the proposed change.

Council decision was deferred for two weeks.

HEARING ON PETITION NO. 64-34 FOR CHANGE IN ZONING FROM O-6 AND B-1 TO B-2 OF PROPERTY EXTENDING FROM SHAMROCK DRIVE TO EASTWAY DRIVE, NW OF SHAMROCK-EASTWAY INTERSECTION.

The public hearing was held on Petition No. 64-34 by H. H. Baucom for change in zoning from O-6 and B-1 to B-2 of property extending from Shamrock Drive to Eastway Drive, beginning 250' northwest of Shamrock-Eastway intersection.

The Planning Director advised the property is irregularly shaped, consisting of three lots fronting on Eastway Drive and a triangular shaped piece of land attached to the lots going back and fronting on Shamrock Drive. The property is partially developed residentially, and some vacant lots on Eastway Drive with the frontage on Shamrock Drive vacant; it is sometime used as parking in relationship to the established business at the intersection,

There are some established businesses in the area with some of them lying directly across Eastway Drive from the property in question, and some only a short distance away from the intersection. The zoning of the property at present is O-6, and is adjoined on the westerly side by multi-family residential zoning and on the easterly side by business zoning which accommodate the business establishments there; directly across the street the zoning is O-6. Mr. McIntyre stated further there appears to be one resident on the property at present with the remainder of the property being vacant; that the Black Derby is diagonally across Shamrock Drive; that this property is on Eastway Drive going towards Garinger High School, but it also has a frontage on Shamrock Drive.

Mr. H. H. Baucom, petitioner, stated if the property is rezoned he would like to improve it and he has it leased for a Burger Stand. That the property is not suitable for residential use, that it is mostly a business district.

Mr. William Allan, with Trotter & Allan Construction Company, stated they do not want to object at all, they are asking that the property be rezoned as requested. That they own and developed a rather large multi-family development in the area and feel they need more business out there to serve their tenants. That this is the only small neighborhood shopping center for some distance around and if it were not for this little center, their people would have a long way to go to be able to get a sandwich or other things which are available in this center. That Mr. Baucom has told him he would be able to do much more with the shopping center such as paving the lot if he is allowed to expand the area. That it would be a help to the community to have a nice shopping center.

No objections were expressed to the proposed change.

Council decision was deferred for two weeks.

HEARING ON PETITION NO. 64-36 FOR CHANGE IN ZONING FROM R-9 AND O-6 TO B-1 OF TRACT OF LAND AT THE SE CORNER OF SUGAW CREEK ROAD AND ARGYLE DRIVE.

The scheduled hearing was held on Petition No. 64-36 by D. M. King for change in zoning from R-9 and O-6 to B-1 of a tract of land 245' x 258' at the southeast corner of Sugaw Creek Road and Argyle Drive.

Mr. McIntyre advised the petition covers two pieces of property fronting on Sugaw Creek Road, one of which is developed with single family homes and the other vacant. Immediately to the north of the property in question across Argyle Drive, there is a church established; immediately behind the property there are several single family homes; to the south of the property there is a grocery store, going down Sugaw Creek there are additional businesses in the form of gasoline service stations. The property across Sugaw Creek Road is generally developed with single family homes or is vacant. That one lot is zoned residentially, and the other lot is for office use. The zoning immediately to the south is B-1; immediately to the east and to the north the zoning is single family residential; directly across Sugaw Creek Road there is additional office zoning.

Mr. Tom Ruff advised he is representing the petitioner, Mr. King; that Mr. King owns both lots and is also the owner of property to the south which is already used for business; that the property to the north is used by a Baptist Church which will act as a buffer to protect the property lying beyond that property on Sugaw Creek Road. That this area is needed for the expansion of the present business use on property adjoining.

Councilman Whittington asked the name of the church, and Mr. Ruff stated he is not sure of the name and the church and the official board know of the request but they are not participating one way or the other.

No objections were expressed to the proposed change.

Council decision was deferred for two weeks.

HEARING ON PETITION NO. 64-37 FOR CHANGE IN ZONING FROM R-6MF AND R-6MFH TO I-1 OF TRACT OF LAND AT SE CORNER OF DR CARVER DRIVE AND MAIDEN STREET.

The public hearing was held on Petition No. 64-37 by Everett E. Pearson for change in zoning from R-6MF and R-6MFH to I-1 of tract of land 190' x 294' at the southeast corner of Dr. Carver Drive and Maiden Street.

The Planning Director advised the property is a very short distance from West Boulevard; that it corners on Maiden Street and Dr. Carver Drive; that it is used for Industrial purposes; it adjoins property fronting on W. Boulevard which is developed residentially; directly across Dr. Carver Drive there are residents and directly across on Maiden Street the land is vacant. The present zoning is R-6MFH.

Mr. O. W. Clayton, attorney representing E. E. Pearson, stated this property was originally set up as a wood working shop, manufacturing textile wood commodities such as picker sticks, loom binders, crank arms, loom lays and such in 1947. That the history of the property would indicate this was zoned as Rural under the previous zoning, and in 1956 the zoning was changed to Industrial upon petition and hearing before Council. Then a few months ago when they started making changes in the plant they found it had gone back to residential in 1962. He pointed out on a map the location of the different property owner's surrounding the subject property and filed a petition signed by them entering their consent to the rezoning of the Pearson Manufacturing Company property as requested. He also filed a photostat copy of the previous ordinance changing the zoning from Rural to Industrial in 1956. Mr. Clayton stated further they now have the consent of 100% of the owners surrounding the property. He stated the company is not seeking to enlarge its business; that it was a legal business in 1947, in the early 50's and when it became rural property it was a legal business and was a legal business at all times up to today. That the owners desire to build a building to house a boiler and some hydraulic presses for the purpose of fabricating, pressing and laminating their own plywood to make picker sticks. He explained that the picker sticks knock the shuttle back and forth on a weaving loom. That originally they were made of hickory but over a period of years and with high speed looms the old fashion apple or dogwood shuttle, cannot be used and they have switched to plastic. Therefore it is necessary to go to a stronger construction - laminated plywood. That they would like to put in a boiler and hydraulic presses to make their own picker sticks. He quoted Judge Bobbitt in the O'Neal Case where he stated that the zoning law has two purposes - one to preserve the true character of the neighborhood by excluding new uses and structures prejudicial to restrictive purposes, but at the same time it has the purpose to protect an owners property from impairment which would result from enforced accommodations to the new restrictions. Mr. Clayton stated that without having the right to alter their business to complete with modern times and to make their commodities out of merchandise which they can sell, they are restricted and have a balance of equities. That they manufacture between 9,000 and 10,000 picker sticks per year; that they have not increased annually as much as 300 since 1956; that they are merely seeking to maintain their own, it being a restricted industry. That the new facilities have to

be housed in a separate building as a boiler and hot hydraulic presses cannot be located in the same work room as men working on other commodities. That they have built only one building since 1956; that they would still produce the same type commodities; that the Mount Hope Machinery Company, a car loading area owned by Southern Railroad, U. S. Plywood Warehouse are all located in the near area and they are not far from Wilkinson Boulevard and are less than 1,000 feet from West Boulevard and Remount Road. That they feel the subject area should be determined on its own facts; that they have the question of the necessity of balancing equities. That they do not feel this is spot zoning as "Yokley" on zoning which was referred to in both the "Helms" and "O'Neal" case says that spot zoning is to change zoning by reclassifying amendment to establish a use prohibited by law and out of harmony with the area and with the law. That all of the cases cited are where the Council decided right in the middle of an area that has been residential that they will put a business there and they want to change the zoning to put it there. That is spot zoning; but in their case they have been there and "Yokley" says that is not spot zoning where you are zoning to accommodate something that is already there. That they have an organized growth of the property in question, not out of harmony with the area, because the area is consenting to what they want to do and they say again as they said in 1956 that they submit when you balance the interest of the public in the area involved and the interest of the City Fathers in the overall general zoning plan, you will find that the interest lies in the favor of granting Mr. & Mrs. Pearson their petition.

No objections were expressed to the proposed change.

Council decision was deferred for two weeks.

HEARING ON PETITION NO. 64-38 FOR CHANGE IN ZONING FROM R-6MF TO B-1 OF PROPERTY ON THE SW SIDE OF BELLHAVEN BOULEVARD FROM I-85 TO HONEYWOOD AVENUE.

The scheduled hearing was held on Petition No. 64-38 by Hamilton Furniture Company, et al, for change in zoning from R-6MF to B-1 of property on the southwest side of Bellhaven Boulevard from Interstate 85 to Honeywood Avenue.

Mr. McIntyre stated this covers several individual lots, some of which are vacant and some are occupied by single family residences; the property lies between Interstate 85 and Honeywood Avenue and fronts on N. C. 16 or Bellhaven Boulevard. Immediately to the south of the property going in the direction of Darby Street, there are some additional residential developments; directly across from Honeywood Avenue the property is vacant; directly across on N. C. 16 the land is vacant. The property at present is zoned R-6MF and is adjoined on three sides by R-6MF zoning; the zoning across N. C. 16 is B-1 and the other two corners are zoned B-1.

No objections were expressed to the proposed change in zoning.

Council decision was deferred for two weeks.

HEARING ON PETITION NO. 64-39 TO GRANT APPROVAL FOR CONDITIONAL PARKING OF AUTOMOBILES IN CONJUNCTION WITH ADJOINING BUSINESS PROPERTY ON LOT ZONED R-9MF ON WEST SIDE OF WESTON STREET NORTH OF HOLLIS ROAD.

The public hearing was held on Petition No. 64-39 by Celia D. Gottlieb to Grant Approval for Conditional Parking of automobiles in conjunction with adjoining business property on a lot now zoned R-9MF on the west side of Weston Street, beginning 306' north of Hollis Road.

The Planning Director stated the property fronts on Weston Street, a street which is approximately parallel to Pineville Road or S. Boulevard. The property is between Hartford Avenue and Hollis Road, two streets that extend in an easterly direction off of South Boulevard and Pineville Road. The property fronting on Weston is vacant and is adjoined on the rear line by residential lots that front on Hartford Avenue; that it is a short distance removed from rear line properties on Pineville Road that are developed for a variety of business or light industrial purposes; immediately to the south the land is vacant and directly across Weston Street the land is also vacant. The nearest residential property is a duplex development on Hollis Road; that the property is zoned R-9MF and is adjoined by business property on Pineville Road to the rear; the property to the north is zoned for single family residential zoning and to the south is zoned for multi-family development.

Councilman Thrower asked if Council has not heard this petition before in which they requested a different zoning? Mr. McIntyre replied this was heard in the overall rezoning several years ago and the request was for business zoning.

Mr. Paul Guthery stated he is standing in for Mr. Ernest Delaney the attorney for the petitioner who had to be away today. He stated that the petitioner also owns property fronting on Pineville Road; that the lot is between Weston Street and Pineville Road and the petitioner proposes to build an addition to the building which fronts on Pineville Road and in order to do that they have to provide additional parking space for the addition. That there is no place to provide parking for the proposed addition unless the property on Weston Street which is zoned R-9 is used. That the property to the south is vacant, and to the north are residents facing on Hartford Avenue; that there are no residences facing on Weston. That they propose to meet all the requirements of the zoning ordinance in regard to planting shrubbery, stop lines for the automobiles and asphalt paving. That unless they can use the lot at the back for off-street parking, the center lot facing on neither street would be useless for the purpose for which it is now zoned - it is zoned B-2 and they ask for the additional parking on the lot on Weston Street so they will be able to use the center lot.

No objections were expressed to the proposed change.

Council decision was deferred for two weeks.

MEETING RECESSED AND RECONVENED.

Mayor Brookshire called a recess at 3:30 p.m. and reconvened the meeting at 3:40 p.m.

PETITION FILED REQUESTING SIDEWALK ALONG RAMA ROAD TO SERVE RAMA ROAD SCHOOL AND CITY MANAGER REQUESTED TO HAVE MATTER PLACED ON DOCKET FOR CONSIDERATION OF COUNCIL AT NEXT MEETING.

Mr. Peter Gerns stated he is representing the Forest Heights Home Owners Association at the request of Mr. Frank Dudley who is the president of the association. That they, along with the people who line in Stonehaven, present a petition because of the immediate need in the vicinity of the construction of some sidewalk facility along Rama Road going toward Rama Road School. That the present black surface of the street is about 20 feet wide and the right-of-way is 60 feet and the traffic is rather heavy especially during school hours, and very dangerous. That surveys have been taken by members

of the group and they have counted 350 cars and on upward during these critical hours; that there are no foot paths along the side of the road at all and they feel it is rather urgent to ask Council to have the traffic engineering make an official count and some steps be taken. That there are approximately 50 children in Forest Heights in walking distance of the school who will have to walk along Rama Road during the critical hours; that the school will also serve Queens Grant, Stonehaven and Sherwood Forest. That they urge the Council to give this expeditious handling that the matter is dealt with prior to the school opening.

Councilman Thrower stated there are a number of petitions signed by many residents in different areas, all of whose children will be involved in the use of the road. That the residents took a survey on May 18th between 7:30 and 8:30 and there were 312 cars, 33 trucks and 15 busses; on May 15th between 2:30 and 3:00 there were 269 cars and 46 trucks and he would like Council to consider it and asked the City Manager to put it on the docket for the next Council Meeting.

Councilman Smith stated in considering this that Council set up a program for cooperation with the School Board and this should not have to come from private citizens but should originate with themselves. Mr. Gerns stated that some of the School Board members were not aware that the school was inside the city until last Thursday.

Mrs. Don Mallins stated that all of the children who will be walking along the road are between six and twelve years of age; that there are 250 to 300 children who are not allowed to ride the bus as they live within  $1\frac{1}{2}$  miles of school.

Councilman Smith stated he is in favor of the sidewalks and thinks they are essential but the City along with the school board should anticipate this and rather than have the public upset be able to show them the program that the sidewalks will be put there in advance of their asking for them.

#### HEARING ON REZONING OF PROPERTY IN THE VICINITY OF DOUGLAS MUNICIPAL AIRPORT FLIGHT PATHS SET FOR JULY 20.

Mr. Everett Kendrick stated he is present to request Council to hold the public hearing on the airport area rezoning in July rather than in June. That by delaying the hearing until July, it would give the area citizens time to condense the suggested changes by the property owners in the area into an orderly counter-proposal.

Councilman Whittington stated to delay it would personally help him. Councilman Smith stated that Mr. McIntyre had raised the point that there were certain people who wanted to do things with their property and the delay was doing some damage to them.

Mr. Kendrick stated there are several persons who object to industry coming into the area but the immediate neighbors in the area feel that the industry would do them great value; that he lives at Wonderwood and Kendrick Drive which is just passed Little Rock Road on Tuckaseegee Road. Mr. Veeder asked if they have a plan for some type of educational program for the residents in the area to generate some support for rezoning. Mr. Kendrick stated not exactly. The idea is to build some enthusiasm for the people on the west side of town to take more active part in their community development and also to protect themselves for the future.

Councilman Bryant stated he thought it would be in order if the residents are planning for the future and another month would not hurt those who have investments out there and he moved that the public hearing on the rezoning of property in the vicinity of the Douglas Municipal Airport Flight Paths be set for July 20th. The motion was seconded by Councilman Whittington and unanimously carried.

RESOLUTION APPROVING PURCHASE CONTRACT FOR THE SALE OF LAND TO MECKLENBURG COUNTY ALCOHOLIC BEVERAGE CONTROL BOARD IN REDEVELOPMENT PROJECT NO. N. C. R-14.

Mr. Vernon Sawyer, Director of the Redevelopment Commission, stated they have received a proposal for development of a tract of land in Redevelopment Section No. 1 from the Mecklenburg Alcoholic Beverage Control Board. That they have reviewed the proposal, they have a contract which takes care of all the details of the proposal which will assure that it will go through and the Redevelopment Commission in meeting on the 13th day of May accepted and approved the proposal and recommend it for Council approval. That under the N. C. Redevelopment Law, the City Council approves all sales of land by the Redevelopment Commission - the commission merely does the negotiating which has been done in this case. He stated the property is located on E. Second Street and will front on Second Street between Brevard and South Caldwell Street; that it is a tract of 130,000 square feet of land; that they propose to build their administrative office, offices for their law enforcement division and storage facilities for their product which will be distributed to the various stores. He presented illustrations showing the type of building to be built, the way it is sited on the lot and stated it would front on East Second Street. He stated further that all of the service would be from the rear and everything will be entirely enclosed because of security reasons; the loading platform will be entirely within the building and there will be no outside activity visible. He assured Council that all of the setback requirements - sideyards, front yards and open space, and off street parking - have been met by the ABC Board.

He stated the Resolution before Council for approval is recommended by them and if it is approved then the purchase contract which also serves as the development contract can be executed. The property will be deeded when the balance of the payment is received. That they have already received a 10% down payment, the total purchase price being \$159,900 which is \$1.23 per sq. ft. Mr. Sawyer stated the Commission has two appraisals made of each piece of property before it is sold and this is similar to the way they buy land. That from the two appraisals the Commission decides on a square foot value that represents fair market value.

Councilman Whittington moved that the Resolution Approving the Purchase Contract for the Sale of Land to Mecklenburg County Alcoholic Beverage Control Board in Redevelopment Project No. N. C. R-14 be approved. The motion was seconded by Councilman Jordan.

Councilman Smith asked how much the Commission paid for the total site? Mr. Sawyer stated he has not added it up but could get it. Councilman Smith stated differentials is what Council is interested in. Mr. Sawyer stated this is an accumulation of a number of different parcels being a little more than the old city block which was there originally. Councilman Smith stated he thought there would be some correlation between cost and selling price. Councilman Bryant asked that this be a part of information brought to Council on any future sales. Mr. Veeder stated not only the purchase price but also the development price in terms of improvements would have to be added in. Councilman Smith stated it would have to be correlated on a square foot cost.

Councilman Thrower stated there would be some right-of-way cost involved, to widen the streets and Mr. Sawyer stated only on Brevard Street. Councilman Thrower stated when the square foot analysis is made. Councilman Bryant stated they are not talking about the overall program just the individual piece of property.

The vote was taken on the motion and carried unanimously.

The resolution is recorded in full in Resolutions Book 4, at Page 387.

CONTRACT AUTHORIZED FOR APPRAISAL OF RIGHT-OF-WAY FOR NORTHWEST EXPRESSWAY.

Upon motion of Councilman Bryant, seconded by Councilman Whittington and unanimously carried, contract was authorized with Harry G. Brown for appraisal of one tract of land on North Alexander Street in connection with the Northwest Expressway.

CONSTRUCTION OF SANITARY SEWER MAINS AUTHORIZED IN VARIOUS LOCATIONS.

Upon motion of Councilman Jordan, seconded by Councilman Thrower and unanimously carried, construction of sanitary sewer mains was authorized as follows:

- (a) Construction of 850 ft. of 8-in main in South Boulevard, inside the city, at the request of C & T Refinery, Inc., at an estimated cost of \$3,300.00, with all cost to be borne by the applicant, whose deposit of the entire amount will be refunded as per terms of the agreement.
- (b) Construction of 360 ft. of 8-in. main in Sardis Road, inside the city, at the request of C. D. Spangler Construction Co., at an estimated cost of \$1,215.00, with all cost to be borne by the applicant, whose deposit of the entire amount will be refunded as per terms of the agreement.
- (c) Construction of 480 ft. of 8-in main in Montgomery Avenue, inside the city, at the request of Investment Properties, Inc., at an estimated cost of \$1,455.00, with all cost to be borne by the applicant, whose deposit of the entire amount will be refunded as per terms of the agreement.

INSTALLATION OF WATER MAINS IN GREENBRIAR WOOD SUBDIVISION, SECTION 4, AUTHORIZED.

Councilman Whittington moved approval of a Supplementary Contract, to contract dated July 30, 1962, with W. C. Kenley for the construction of 765 feet of water main and one fire hydrant in Greenbriar Wood Subdivision Section 4, outside the city, at an estimated cost of \$2,700.00, with the applicant to pay the entire cost of mains and own same until such time as the area is taken into the city, at which time the mains will become the property of the City without further agreement. The motion was seconded by Councilman Thrower, and unanimously carried.

RESOLUTION PROVIDING FOR PUBLIC HEARINGS ON JUNE 15TH ON PETITIONS NUMBERED 64-40 THROUGH 64-44 FOR CHANGES IN ZONING CLASSIFICATIONS.

Upon motion of Councilman Jordan, seconded by Councilman Albea, and unanimously carried, a Resolution was adopted Providing for Public Hearings on June 15th on Petitions Numbered 64-40 through 64-44 for changes in Zoning Classifications.

The resolution is recorded in full in Resolutions Book 4, at Page 386.

TRANSFER OF CEMETERY LOTS.

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

- (a) Deed with Mrs. Emma B. Fielding, for Graves 3 and 4, Lot 122, Section 2, Evergreen Cemetery at \$120.00.
- (b) Deed with Stephen Thomas Henderson, for Lot No. 277, Section 3, Evergreen Cemetery, at \$283.50
- (c) Deed with Walter S. Linker and Sidney J. Linker, for Lot No. 232, Section 4-A, Evergreen Cemetery, at \$189.00.
- (d) Deed with John M. Pollock, for Lot No. 339, Section 4-A, Evergreen Cemetery, at \$189.00.
- (e) Deed with Mrs. Kathryn H. Yeargain, for Graves 7 and 8, Lot No. 119, Section 2, Evergreen Cemetery, at \$120.00.

CONTRACT AWARDED MOTOROLA C & E ., INC. FOR RADIO EQUIPMENT.

Councilman Bryant moved award of contract to the only bid Motorola C & E, Inc. for radio equipment as specified, in the amount of \$5,970.91. The motion was seconded by Councilman Jordan, and unanimously carried.

CONTRACT AWARDED GENERAL ELECTRIC COMPANY FOR RADIO EQUIPMENT.

Motion was made by Councilman Bryant awarding contract to General Electric Company, the low bidder, for radio equipment, as specified, in the amount of \$2,725.38. The motion was seconded by Councilman Albea, and unanimously carried.

The following bids were received:

General Electric Company	\$ 2,725.38
Motorola C & E, Inc.	3,106.48

COUNCIL ACTION OF APRIL 20TH RESCINDED AND CONTRACT AWARDED RICHLAND WRECKING COMPANY FOR DEMOLITION OF HOUSES IN CONNECTION WITH NORTHWEST EXPRESSWAY.

Councilman Whittington moved that action of April 20th awarding contract to Fred D. Nixon be rescinded and that contract be awarded to the low bid meeting specifications, Richland Wrecking Company, in the amount of \$1,980.00. for demolition of 12 houses in connection with clearing right-of-way for the Northwest Expressway. The motion was seconded by Councilman Jordan, and unanimously carried.

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The following bids were received:

Fred D. Nixon	\$ 1,841.00
Richland Wrecking Company	1,980.00
Norman's House Demolishing	2,640.00
Crouch Bros., Inc.	4,450.00
J. E. Kipka Construction Company	5,500.00

CONTRACT AWARDED RICHLAND SHALE PRODUCTS COMPANY DBA COLUMBIA PIPE COMPANY FOR VITRIFIED CLAY PIPE.

Upon motion of Councilman Bryant, seconded by Councilman Whittington, and unanimously carried, contract was awarded the low bidder, Richland Shale Products Company doing business as Columbia Pipe Company for 67,000 lin. ft. of #1 vitrified clay pipe in sized 4", 5", 8", 10", 12" and 15" diameter, at their bid price of \$33,617.85 on a unit price basis.

The following bids were received:

Richland Shale Products Co. dba Columbia Pipe Company	\$ 33,617.85
Tucker-Kirby Company	37,922.03
Oconee Clay Products Co	44,947.53

CONTRACT AWARDED RECORDAK CORPORATION FOR MICROFILM READER-PRINTER & FILING CABINET.

Councilman Bryant moved award of contract to Recordak Corporation, the low bid meeting specifications, for Microfilm Reader-Printer and Filing Cabinet, in the amount of \$1,317.89. The motion was seconded by Councilman Jordan, and unanimously carried.

Bids received not on specifications:

Cooper D. Cass Company	\$ 1,152.06
Remington Rand Corporation	1,350.58
Mann Film Labs, Inc.	1,541.36
Bell & Howell Company	1,663.45

ORDINANCE NO. 248 AMENDING CHAPTER 6, ARTICLE IV OF THE CODE OF THE CITY OF CHARLOTTE RELATIVE TO PEDDLERS, ADOPTED.

Councilman Alba moved the adoption of Ordinance No. 248 Amending Chapter 6, Article IV of the Code of the City of Charlotte Relative to Peddlers to be effective May 19, 1964. The motion was seconded by Councilman Thrower.

Mr. Robert H. Acker, operator of Frostie Ice Cream, stated as an operator considering a curfew being imposed to take effect at 8 P.M. and to run to 8 A. M., that this is acceptable and satisfactory with their company and they would like to thank Council for their fairness and consideration on this subject.

Councilman Bryant stated that he talked with Mr. Acker before the meeting and he mentioned that the hours between 8 and 8:30 are pretty vital as far as his sales are concerned and this is merely for the information of Council as to whether they would like to extend the time until 8:30; that it could mean 10 or 12% to him as far as his business is concerned.

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Mr. Ike Oates of Freddie Freeze Ice Cream Company stated he has been in business in Charlotte since October 1961. That his desire and he thinks the desire of all the other companies is to cooperate with Council; that he operates the year round and during the winter months he has no complaints; that the major complaints come from the individual people who go into this in the spring of the year and are not familiar with the way the other companies have been operating; that they operate very late at night and they have no control over their noise makers.

Mayor Brookshire advised the two most serious complaints the City has received was the attractiveness of the ice cream trucks with the noise makers and a lot of children running across the streets putting them in some danger, and the other is the volume of the music that accompanies the trucks.

Mr. Oates stated he thinks it is the people who are inexperienced who are causing the major portion of the complaints. That every truck which he operates in Charlotte has been inspected by the Police Department and the Chief set the loudness of the noise makers. He stated that there are about 5 other individuals operating trucks now. Mr. Oates stated he has tried very hard not to run his noise makers excessively. Councilman Smith stated if all the operators had followed Mr. Oates standard, this would probably never have come before Council.

Mr. Doug Stampler with C. D. Stampler Enterprise stated they are in the publishing and distribution of Bibles and have been in business in Charlotte for more than 24 years. That he understood from the newspapers that the ordinance would apply to all solicitations and it seems to him that the ordinance stops all solicitations because of the complaints of noise caused by ice cream vendors. That they have men working in the summer months up until 9:00 o'clock at night and have received no complaints about them. That over 75% of their sales are made between 5 and 9 o'clock at night; that would eliminate 25% of their working time.

The City Attorney advised this amendment applies to peddlers as already defined in Chapter 6 of the City Code "The word peddling in this article shall mean the sale or offering for sale at retail by any person on foot or from any vehicle where it is proposed by such persons so offering and selling such article to deliver the same to purchaser instantly upon receipt of the purchase price therefore".

The vote was taken on the motion to adopt the ordinance and carried unanimously.

The ordinance is recorded in full in ordinance Book 14, at Page 249.

ORDINANCE NO. 249 AMENDING CHAPTER 9, ARTICLE I, SECTION 9-13 OF THE CODE OF THE CITY OF CHARLOTTE RELATIVE TO SALE OF ICE CREAM PRODUCTS FROM VEHICLES, ADOPTED.

Councilman Albea moved adoption of Ordinance No. 249 Amending Chapter 9, Article I, Section 9-13 of the Code of the City of Charlotte Relative to Sales of Ice Cream Products from Vehicles. The motion was seconded by Councilman Bryant, and unanimously carried.

The ordinance is recorded in full in Ordinance Book 14, at Page 15.

DISCUSSION OF MECKLENEBURG AVENUE DRAINAGE DITCH.

Mr. Veeder, the City Manager, advised that at the last Council Meeting Council deferred action on the Mecklenburg Avenue Drainage Ditch Improvement. He passed around photographs of the area and similar areas in the city with side ditch problems and stated that the problem is not restricted to this one location.

Councilman Jordan stated he has been out to see this but the same condition is in many areas of the City and if Council approved this one, they will have them all to do.

Councilman Alba stated he understands that the man next to this location paid for his and he is not in favor of charging one man and city paying for the other. Councilman Whittington stated the only basis from which he brought the complaint to Council was the fact that the City did it for the people below Mr. King and Mr. Clark and then later the individual in the middle put the pipe in after he remodeled his house and put in a new driveway and felt that he could not wait for the City to decide what they were going to do. The basis for this is the City did it for the people below and left this ditch with stagnant water and is open and in a downpour it erodes the property of the people who face the ditch; that he believes the City has been unfair with them against the people down below and he realizes that if they vote for this then there will be others; but they each have to be taken on their merit and in this case his conviction would lead him to believe that the City has not played fair with the people in the two blocks on Mecklenburg Avenue and that is the reason he brought it up.

Mr. Veeder stated the work in the block below was in order to eliminate a drainage condition which was making it impossible to adequately maintain this section of the road; that the problem of the side ditches was making it difficult to maintain the road itself and it was on this basis that the city in accordance with standard policy did the work so that the road would not be lost. That there is no maintenance problem in the 2100 block.

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISITION OF PROPERTY AT 1029 ELIZABETH AVENUE FOR NORTHWEST EXPRESSWAY ADOPTED.

Upon motion of Councilman Bryant, seconded by Councilman Smith, and unanimously carried, Resolution Authorizing Condemnation Proceedings of Property at 1029 Elizabeth Avenue, for Northwest Expressway, was adopted. The Resolution is recorded in full in Resolution Book 4, at Page 388.

ACQUISITION OF PROPERTY FOR NORTHWEST EXPRESSWAY RIGHTS-OF-WAY.

Upon motion of Councilman Bryant, seconded by Councilman Alba, and unanimously carried, the acquisition of property for Northwest Expressway was authorized as follows:

- (a) Acquisition of 4,028 sq. ft. of property at 1026 East 5th Street, from Melvin Wilson and Alma T. Wilson, at \$5,100.00 for Northwest Expressway.
- (b) Acquisition of 3,800 sq. ft. of property at 1022 East 5th Street, from Walter Strong & wife, Mary S. Strong, at \$5,750.00, for Northwest Expressway.

- (c) Acquisition of 14,883 sq. ft. of property at 1101-7 East 5th Street, Southeastern Construction Company, at \$7,500.00, for Northwest Expressway.
- (d) Acquisition of 5,610 sq. ft. of property at 825 N. College Street, from Eura E. Auten, at \$14,500.00, for Northwest Expressway.
- (e) Acquisition of 4,500 sq. ft. of property at 529-31 W. 11th Street from F. E. Robinson Company, at \$12,500.00, for Northwest Expressway.

CITY OWNED PROPERTY AT 1629 HAWTHORNE LANE AUTHORIZED ADVERTISED FOR SALE.

Councilman Bryant moved that property located at 1629 Hawthorne Lane be advertised for sale with the bid to begin at \$800.00. The motion was seconded by Councilman Albea, and unanimously carried.

TRAFFIC ENGINEER REQUESTED TO CHECK STREET LIGHTING ON OLD MONROE ROAD FROM FUGATE OUT TO SHARON-AMITY ROAD.

Councilman Smith asked that the Traffic Engineer be requested to check the street lights on Old Monroe Road, from Fugate Avenue out to Sharon-Amity Road. He stated there is industrial lighting up to Fugate Avenue and the area is very congested on out beyond there to Sharon-Amity Road and he would like it checked for proper lighting.

CLOSING OF WEST TRADE STREET REDUCED FROM 4 TO 3 MONTHS.

Councilman Whittington asked Mr. Veeder if he has been able to work out anything with the engineers on the West Trade Street closing in connection with the West Side Grade Crossing Project. Mr. Veeder stated that it appears now the time originally anticipated will be reduced. That at first it appeared it would be a 4 month operation but now it appears that the contractors may complete it in three months, and this is the only time this facility will be closed. That closing of the street was taken into consideration in the negotiation of the property.

MOTOR TRANSPORT REQUESTED TO COLLECT TRASH ON WILLOW OAK DRIVE.

Councilman Whittington requested that trash collection be made on Willow Oak Drive between Hillside and Princeton Avenue. That they have had no trash collection in one month.

COUNCIL ADVISED NO MEETING ON MONDAY MAY 25th.

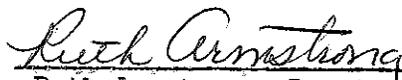
Mayor Brookshire advised Council there will not be a meeting on next Monday, May 25th, and that he would be absent from Council Meeting on June 1, June 8, and June 15.

CITY MANAGER TO MEET WITH MR. BABCOCK AND DISCUSS ACTION OF COUNCIL IN CONNECTION WITH BELT ROAD.

The City Manager stated he has a meeting scheduled for Thursday afternoon with Mr. Babcock in Raleigh to discuss the Belt Road and the action Council has taken. Councilman Whittington asked if they are doing any survey work at present and Mr. Veeder stated he did not know but he knows they are analyzing figures. Mayor Brookshire asked that he emphasis to Mr. Babcock that Council would like to have the estimates from the appraisals as soon as possible.

MEETING ADJOURNED UNTIL MONDAY, JUNE 1ST.

Councilman Albea moved that the meeting be adjourned until Monday June 1st. The motion was seconded by Councilman Bryant, and unanimously carried.

  
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Ruth Armstrong, Deputy City Clerk