

October 16, 1957
Minute Book 37 - Page 292

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, October 16, 1957, at 4 o'clock p.m., with Mayor pro tem Brown presiding, and Council members Albea, Baxter, Dellinger, Evans, Foard and Wilkinson being present.

ABSENT: Mayor Smith.

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INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Wilkinson, seconded by Councilman Dellinger, and unanimously carried, the Minutes of the last Council Meeting on October 9, 1957, were approved as submitted.

ORDINANCE NO. 412 AMENDING THE ZONING ORDINANCE BY AMENDING THE BUILDING ZONE MAP OF THE CHARLOTTE PERIMETER AREA BY CHANGING PROPERTY AT THE SOUTHEAST CORNER OF EASTWAY DRIVE AND SHAMROCK ROAD, FROM R-2 TO B-1, CONTINUED TO OCTOBER 30th.

Councilman Albea moved that action on Ordinance No. 412 to Amend the Zoning Ordinance by changing zoning from R-2 to B-1 on property at the southeast corner of Eastway Drive and Shamrock Road, be continued to October 30th due to Councilman Brown not being able to vote today since he is presiding and because he, himself, would be absent at the next meeting. The motion was seconded by Councilman Wilkinson, and unanimously carried.

ORDINANCE NO. 415 AMENDING THE ZONING ORDINANCE BY AMENDING THE BUILDING ZONE MAP OF CHARLOTTE BY CHANGING PROPERTY ON THE SOUTHEAST SIDE OF OLANDO STREET AT MORETZ AVENUE, FROM R-2 TO INDUSTRIAL ADOPTED.

Councilman Dellinger moved the adoption of Ordinance No. 415 Amending Chapter 21, Article I, Section 2 of the City Code, as recommended by the Planning Commission amending the Building Zone Map of Charlotte by changing the property located on the southeasterly side of Olando Street at Moretz Avenue, from R-2 to Industrial, on petition of Field Loom Reed Company. The motion was seconded by Councilwoman Evans and unanimously carried. The ordinance is recorded in full in Ordinance Book 12, at Page 188.

ORDINANCE NO. 416 AMENDING THE ZONING ORDINANCE BY AMENDING THE BUILDING ZONE MAP OF CHARLOTTE BY CHANGING PROPERTY LOCATED ON BOTH SIDES OF THE PLAZA, BETWEEN 34TH STREET AND WHITING AVENUE, FROM R-2 TO B-1, ADOPTED.

Upon motion of Councilman Dellinger, seconded by Councilwoman Evans, and unanimously carried, Ordinance No. 416 Amending Chapter 21, Article I, Section 2 of the City Code, was adopted, as recommended by the Planning Commission, amending the Building Zone Map of Charlotte by changing the property located on both sides of The Plaza, between 34th Street and Whiting Avenue, from R-2 to B-1, on petition of C.E. Griffin and others. The ordinance is recorded in full in Ordinance Book 12, at Pages 189-190.

ORDINANCE NO. 417 AMENDING THE ZONING ORDINANCE BY AMENDING THE BUILDING ZONE MAP OF CHARLOTTE BY CHANGING PROPERTY LOCATED ON THE SOUTHWEST CORNER OF ROZZELLS FERRY ROAD AND WOODLAND AVENUE, FROM R-2 TO B-I, ADOPTED.

Motion was made by Councilman Dellinger, seconded by Councilwoman Evans, and unanimously carried, adopting Ordinance No. 417 Amending Chapter 21, Article I, Section 2 of the City Code as recommended by the Planning Commission, amending the Building Zone Map of Charlotte by changing the property located at the southwest corner of Rozzells Ferry Road and Woodland Avenue, from R-2 to B-1, on petition of Charles I. Myers and Reid W. Barwick. The ordinance is recorded in full in Ordinance Book 12 at Page 191.

ORDINANCE NO. 418 AMENDING THE ZONING ORDINANCE BY AMENDING THE BUILDING ZONE MAP OF CHARLOTTE BY CHANGING PROPERTY IN THE INTERIOR OF THE 1200 BLOCK OF QUEENS ROAD, BETWEEN GRANVILLE ROAD AND QUEENS ROAD WEST, FROM R-1 TO R-2, DENIED.

Upon motion of Councilman Dellinger, seconded by Councilwoman Evans, and unanimously carried, Ordinance No. 418 Amending the Zoning Ordinance by Amending the Building Zone Map of Charlotte to change property in the interior of the 1200 block of Queens Road, between Granville Road and Queens Road West, from R-1 to R-2 on petition of Mrs. Bess Benoit and Mrs. Patsy Goodwin, was denied as recommended by the Planning Commission.

ORDINANCE NO. 419 AMENDING THE ZONING ORDINANCE BY AMENDING THE BUILDING ZONE MAP OF THE CHARLOTTE PERIMETER AREA BY CHANGING PROPERTY AT THE SOUTHWEST CORNER OF PARK ROAD AND WOODLAWN ROAD, FROM R-2 TO B-I, ADOPTED.

Councilman Dellinger moved the adoption of Ordinance No. 419 Amending Chapter 21, Article II, Section 5 of the City Code, as recommended by the Planning Commission, amending the Building Zone Map of the Charlotte Perimeter Area by changing property located at the southwest corner of Park Road and Woodlawn Road, from R-2 to B-1, on petition of Gilbert E. Nash and wife. The motion was seconded by Councilwoman Evans and unanimously carried. The ordinance is recorded in full in Ordinance Book 12, at Page 192.

ORDINANCE NO. 420 AMENDING THE ZONING ORDINANCE BY AMENDING THE BUILDING ZONE MAP OF THE CHARLOTTE PERIMETER AREA BY CHANGING PROPERTY AT THE NORTHWEST CORNER OF SHARON ROAD AND FAIRVIEW ROAD, FROM RURAL TO B-I, ADOPTED.

Upon motion of Councilman Dellinger, seconded by Councilwoman Evans and unanimously carried, Ordinance No. 420 Amending Chapter 21, Article II, Section 5 of the City Code, was adopted, as recommended by the Planning Commission, amending the Building Zone Map of the Charlotte Perimeter Area by changing property located at the northwest corner of Sharon Road and Fairview Road, from Rural to B-1, on petition of Mr. and Mrs. James J. Harris. The ordinance is recorded in full in Ordinance Book 12, at Page 193.

ORDINANCE NO. 421 AMENDING THE ZONING ORDINANCE BY AMENDING THE BUILDING ZONE MAP OF THE CHARLOTTE PERIMETER AREA BY CHANGING PROPERTY EAST OF DERITA ROAD AT HIGHWAY #29 BYPASS, FROM RURAL TO INDUSTRIAL, ADOPTED.

Motion was made by Councilman Dellinger, seconded by Councilwoman Evans, and unanimously carried, adopting Ordinance No. 421 Amending Chapter 21, Article II, Section 5 of the City Code, as recommended by the Planning Commission, amending the Building Zone Map of the Charlotte Perimeter Area by changing property located east of Derita Road at Highway No. 29 Bypass, from Rural to Industrial, on petition of Mrs. Margaret E. Hoover. The Ordinance is recorded in full in Ordinance Book 12, at Page 194.

ORDINANCE NO. 422 AMENDING THE ZONING ORDINANCE BY AMENDING THE BUILDING ZONE MAP OF THE CHARLOTTE PERIMETER AREA BY CHANGING PROPERTY ON THE EAST SIDE OF STATESVILLE ROAD, JUST OUTSIDE THE CITY LIMITS, FROM RURAL TO INDUSTRIAL, ADOPTED.

Councilman Dellinger moved the adoption of Ordinance No. 422 Amending Chapter 21, Article II, Section 5 of the City Code, as recommended by the Planning Commission amending the Building Zone Map of the Charlotte Perimeter Area by changing property located on the east side of Statesville Road, just outside the city limits, from Rural to Industrial, on petition of M. L. Grose and others. The motion was seconded by Councilwoman Evans, and unanimously carried. The ordinance is recorded in full in Ordinance Book 12, at Page 195.

ORDINANCE NO. 423 AMENDING THE ZONING ORDINANCE BY AMENDING THE BUILDING ZONE MAP OF THE CHARLOTTE PERIMETER AREA BY CHANGING PROPERTY SOUTH OF INDEPENDENCE BOULEVARD, NEAR PIERSON DRIVE, FROM R-2 TO B I-A, ADOPTED.

Upon motion of Councilman Dellinger, seconded by Councilwoman Evans, and unanimously carried, Ordinance No. 423 Amending Chapter 21, Article II, Section 5 of the City Code, was unanimously adopted as recommended by the Planning Commission, amending the Building Zone Map of the Charlotte Perimeter Area by changing property located south of Independence Boulevard, near Pierson Drive, from R-2 to B I-A, on petition of J. A. Reid Warehouse, Inc. The Ordinance is recorded in full in Ordinance Book 12, at Page 196.

ORDINANCE NO. 425 AMENDING THE ZONING ORDINANCE BY AMENDING THE BUILDING ZONE MAP OF CHARLOTTE BY CHANGING PROPERTY AT THE SOUTHWEST CORNER OF HAWTHORNE LANE AND KENNON STREET, FROM R-2 TO B-I, DENIED.

Councilman Dellinger moved that Ordinance No. 425 Amending Chapter 21, Article I, Section 2 of the City Code, be denied as recommended by the Planning Commission, to amend the Building Zone Map of Charlotte by changing the property located at the southwest corner of Hawthorne Lane and Kennon Street from R-2 to B-1 on petition of Mrs. Dorothy Schoenith. The motion was seconded by Councilwoman Evans, and unanimously carried.

MORNINGSIDE DRIVE TO BE WIDENED TO 40 FOOT WIDTH WITH NO ASSESSMENT AGAINST THE PROPERTY OWNERS.

Mayor pro tem Brown presented a petition, which he stated had been received by Mayor Smith, signed by 27 residents of Morningside Drive opposing the widening of the street authorized by Council on September 25th, if it is to involve any expense to the property owners, and stating further that traffic conditions on the street do not warrant it's widening to 40-foot and that the beauty and tranquillity of the street will be marred.

A delegation of residents of the street were present at the meeting and it was stated they represented 37 families who urged that the improvement be made. Mrs. H.L. Mills, 1500 Morningside Drive, stated that since the street has been connected to Independence Boulevard, traffic conditions are severe and urged that it be widened to 40 feet. Mrs. Jack Frain, 1508 Morningside Drive, stated that the busses operating over the street can scarcely pass each other, and if the street is widened, conditions will be much better. She asked that a clarification of the proposed width of the street be made. Mr. Yancey, City Manager, stated the plans are to provide a 40-foot roadway between curbs, which will be a four lane street, and that no assessment will be made against the property owners.

Mr. E. J. Lyerly, 1312 Morningside Drive, stated he thinks the 40-foot width will be completely satisfactory and will take care of the traffic.

Mayor pro tem Brown stated that plans have already been made for the widening and the work will be done.

LEASE AUTHORIZED WITH N.C. ARMY NATIONAL GUARD, TO SUPERSEDE EXISTING LEASE, FOR LAND AT WILMONT AND TERMINALS ROADS, DOUGLAS MUNICIPAL AIRPORT, FOR STORAGE OF MOTOR EQUIPMENT.

Upon motion of Councilman Dellinger, seconded by Councilman Wilkinson, and unanimously carried, Lease with the N.C. Army National Guard was authorized, to supersede existing lease, dated November 19, 1949, covering tract of land at the Airport located at Wilmont and Terminals Roads for the storage of motor vehicles for a term of 15 years, whereby the new lease includes the present property and an additional adjoining 2.5 acre tract, to be used for the same purpose, for a period of 25 years.

CONTRACT AUTHORIZED WITH DUKE POWER COMPANY FOR THE INSTALLATION OF MERCURY VAPOR STREET LIGHTS ON MOREHEAD STREET, BETWEEN SOUTH BOULEVARD AND WALNUT AVENUE, AND REMOVAL OF EXISTING LIGHTS.

Councilman Wilkinson moved that the Mayor and City Clerk be authorized to execute a contract with the Duke Power Company, for the installation of 59 Mercury Vapor Street Lights on Morehead Street, between South Boulevard and Walnut Avenue, and the removal of the existing 50, 600-candlepower lights. The motion was seconded by Councilman Albea, and unanimously carried.

CONTRACTS AUTHORIZED WITH (1) E. C. GRIFFITH COMPANY AND (2) TREMORE, INC., FOR THE INSTALLATION OF WATER MAINS.

Upon motion of Councilman Albea, seconded by Councilman Foard, and unanimously carried, contracts for the installation of water mains were authorized as follows:

- (a) Contract with E. C. Griffith Company for the installation of 1,366-ft. of water mains and one hydrant in Brunswick Avenue, to serve 10 lots, at an estimated cost of \$3,960.00. The City to finance all costs, and Applicant to guarantee a gross annual water revenue equal to 10% of the construction cost.
- (b) Supplementary Contract, to contract dated November 30, 1955, with Tremore, Inc., for the installation of 1,170-ft. of water mains and two hydrants in Tremore Industrial Development, between South Boulevard and South Tryon Street, to serve industrial property on Rampart Street, at an estimated cost of \$3,700.00. The City to finance all costs, and Applicant to guarantee a gross annual water revenue equal to 10% of the construction cost.

CONSTRUCTION OF SANITARY SEWERS AUTHORIZED.

Motion was made by Councilman Wilkinson, seconded by Councilman Baxter, and unanimously carried, authorizing the construction of sanitary sewer mains at the following locations:

- (a) Construction of 760-ft. sanitary sewer main in Rampart Street, to serve two business units, at an estimated cost of \$2,195.00. All costs to be borne by the City, and the return of the deposit of \$1,595.00 by Tremore, Inc., in accordance with the terms of the contract.
- (b) Construction of 235-ft. of sanitary sewer main in Dawson Avenue, to serve two family units, at an estimated cost of \$590.00, at request of J.E. Ritch, Slum Clearance Engineer. All costs to be borne by City.
- (c) Construction of 82-ft. of sanitary sewer main in East Griffith St., to serve two business units, at an estimated cost of \$600.00, at request of Willard Smelting Co. All costs to be borne by the City.
- (d) Construction of 674-ft. of sanitary sewer and trunk, in Rhyne St. and Walker St., to serve 4 family units and 5 vacant lots, at an estimated cost of \$2,775.00. All costs to be borne by the City, with refund of the deposit of \$375.00 by the applicant, R.H. Wheatley as per terms of the contract.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

Upon motion of Councilman Albea, seconded by Councilman Dellinger, and unanimously carried, the construction of driveway entrances was authorized at the following locations:

- (a) One 9-ft. driveway entrance at 2634 Royston Road.
- (b) One 27-ft. driveway entrance at 1033 East 36th Street.
- (c) One 12-ft. driveway at 1615 Statesville Avenue.
- (d) Two 20-ft. driveway entrances at 1837 Thrift Road.
- (e) One 27 $\frac{1}{2}$ -ft. and One 20-ft. driveway entrance at 525 North Church Street.
- (f) One 12-ft. driveway entrance at 1005 N. Allen Street.
- (g) One 35- ft. driveway entrance at 100 W. Independence Blvd.
- (h) Two 35-ft. driveway on South Boulevard and One 35-ft. driveway entrance on Ideal Way Extension, all for 2525 South Boulevard.
- (i) Extension of present 12-ft. driveway by 18-ft. to make 30-ft. driveway at 3402 Tuckaseegee Road.

RENEWAL OF SPECIAL OFFICER PERMIT TO C.W. MULLINAX ON PREMISES OF SOUTHERN RAILWAY.

Councilman Albea moved approval of the renewal of the Special Officer Permit to C.W. Mullinax for use on the premises of the Southern Railway Company, Liddell Street. The motion was seconded by Councilman Wilkinson, and unanimously carried.

TRANSFER OF CEMETERY LOTS.

Upon motion of Councilman Wilkinson, seconded by Councilman Dellinger, 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. Lillian A. Johnston, for Lot 150, Section 2, Evergreen Cemetery, at \$160.00.
- (b) Deed with American Trust Company, Executors of Estate of David Ovens, for Perpetual Care on Lot 65, Section U, Elmwood Cemetery, at \$81.90.

EMPLOYMENT OF ENGINEER IN ENGINEERING DEPARTMENT AUTHORIZED.

Councilman Albea moved that the employment of an additional Engineer in the Engineering Department be authorized at a starting salary of \$431.40 per month instead of at \$401.00 as authorized on March 27, 1957. The motion was seconded by Councilman Wilkinson, and unanimously carried.

PAYMENT FOR EXTRA SICK LEAVE OF SEVEN MEMBERS OF THE POLICE DEPARTMENT, AUTHORIZED.

Upon motion of Councilman Wilkinson, seconded by Councilman Foard, and unanimously carried, payment was authorized for extra sick leave to the following named Police personnel, as indicated:

A. B. Braswell	9 days
R. L. Brisson	1 day
Frances Butts	11 days
Mildred Fierens	1 day
J. A. Nichols	1 day
W. T. Renfro	2 days
Henry Shaw	1 day

EXPENSES NOT TO EXCEED \$100 AUTHORIZED PAID TO CHARLES S. FROST, AIR POLLUTION CONTROL DIRECTOR, TO ATTEND INSTITUTE OF GOVERNMENT COURSE IN MUNICIPAL ADMINISTRATION.

Motion was made by Councilman Foard, seconded by Councilman Dellinger, and unanimously carried, authorizing the payment of expenses not to exceed \$100.00 to Mr. Charles S. Frost, Air Pollution Control Director, to attend Institute of Government Course in Municipal Administration, beginning October 17, 1957.

EMPLOYMENT OF ADDITIONAL SCHOOL CROSSING GUARD FOR INTERSECTION OF EAST 4TH AND TORRENCE STREETS, AUTHORIZED.

Councilman Wilkinson moved the employment of an additional School Crossing Guard for duty at the intersection of East 4th Street and Torrence Street, as requested by the Chief of Police. The motion was seconded by Councilman Dellinger, and unanimously carried.

NEW BRIDGES ACROSS SUGAW CREEK AT PARKWOOD AVENUE AND ACROSS SUGAW CREEK AT BELMONT AVENUE AUTHORIZED ADDED TO STREET IMPROVEMENT LIST FOR CONSTRUCTION WHEN FUNDS ARE AVAILABLE.

Councilman Wilkinson stated that the City Manager has submitted the requested estimates of cost of the construction of a new bridge over Sugaw Creek at Parkwood Avenue as \$48,000 and of a new bridge over Sugaw Creek at Belmont Avenue as \$46,600.00. He moved that the bridges be added to the Street Improvement List and they be constructed when funds are available. The motion was seconded by Councilman Albea, and unanimously carried.

APPOINTMENT OF ARCHIE S. REYNOLDS AND GEORGE W. TRAPP TO TREE COMMISSION.


Councilman Albea moved the appointment of Mr. Archie S. Reynolds and Mr. George W. Trapp to the Tree Commission to fill the vacancies created by the resignations of Dr. Frank Smith and Miss Sarah Nooe. The motion was seconded by Councilman Foard, and unanimously carried.

OPENING OF OVERHILL ROAD FROM WENDOVER ROAD TO HARRIS ROAD AUTHORIZED
ADDED TO STREET IMPROVEMENT LIST FOR CONSTRUCTION WHEN FUNDS AVAILABLE.

Councilman Foard stated that the City Manager has furnished the requested estimated cost of opening Overhill Road, from Wendover Road to Harris Road as \$6,300.00. He moved that the street opening be placed on the Street Improvement List for construction when funds are available. The motion was seconded by Councilman Dellinger, and unanimously carried.

ADJOURNMENT.

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


Lillian R. Hoffman, City Clerk