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A regular meeting of the City Council was held in the Council Chamber, City Hall, at 4 p.m., on Wednesday, February 11, 1948, with Mayor Baxter presiding, and Councilmen Albea, DeHannay, Jordan, Lambeth, McKee and White present.

Absent: Councilman Childs.

INVOCATION.

The invocation was given by the Reverend Mr. S. M. Inman, Pastor, Selwyn Avenue Presbyterian Church.

MINUTES APPROVED.

Upon motion of Councilman Lambeth, seconded by Councilman Jordan, and unanimously carried, the minutes of the last meeting, on February 4th, were approved as submitted.

FINAL REPORT AND DISBANDMENT OF AVIATION COMMITTEE.

Mr. J. L. Wilkinson, Chairman of the Aviation Committee, advised the Committee believed there was no further need for their services. He stated since the appointment of the Committee on April 23, 1946, to promote the extension of aviation facilities for Charlotte, they had been instrumental in securing the extension of Eastern Airlines service from Charlotte to Memphis; in the establishment of Pennsylvania Airlines and Piedmont Airlines services for Charlotte. He expressed the appreciation of the Committee for the splendid cooperation of the City Officials with whom they have worked, and requested that the Committee be disbanded.

Mayor Baxter complimented the Committee on their work, and stated their active service would be terminated, as requested by Mr. Wilkinson, with the privilege of again calling on them should the occasion arise.

Councilman Lambeth moved that the City Manager be requested to write to the gentlemen who have served on the Committee and express the sincere appreciation of the Council for their services to Charlotte. Motion seconded by Councilman Albea, and unanimously carried.

ORDINANCE AMENDING ZONING ORDINANCE INTRODUCED AND RESOLUTION PROVIDING FOR HEARING ON MARCH 3RD, ADOPTED.

The following ordinance was presented and read:

ORDINANCE NO. 37. AN ORDINANCE AMENDING CHAPTER 21 OF THE CITY CODE WITH RESPECT TO THE ZONING ORDINANCE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That Chapter 21, Section 2 of the City Code of the City of Charlotte (O.B.10) be amended by having "Building Zone Map, City of Charlotte, North Carolina" amended by changing from Residence-2 to Industrial district, the following described area:

"That property bounded by Turner Ave. on the west, Coxe St. on the south and Woodman St. on the east, being all of Block 5 according to a map thereof recorded in Book 230, page 210 in the office of the Register of Deeds for Mecklenburg County".

Section 2. That this ordinance shall become effective upon its adoption after a public hearing in connection therewith.

Whereupon, the following resolution was presented and read:

RESOLUTION PROVIDING FOR A PUBLIC
HEARING ON A PROPOSED AMENDMENT
TO THE ZONING ORDINANCE.

WHEREAS, the Board of Adjustment has recommended that Zoning Ordinance, Chapter 21 of the City Code of the City of Charlotte (Zoning Ordinance) be amended as hereinafter set out; and, whereas, at the meeting of the City Council held on February 11, 1948, the following amendment to the City Code was introduced:

"Ordinance No. 37. AN ORDINANCE AMENDING
CHAPTER 21 OF THE CITY CODE WITH RESPECT
TO THE ZONING ORDINANCE.

Be it ordained by the City Council of the City of Charlotte:

Section 1. That Chapter 21, Section 2 of the City Code of the City of Charlotte (O.B.10) be amended by having 'Building Zone Map, City of Charlotte, North Carolina' amended by changing from Residence-2 to Industrial district, the following described area:

That property bounded by Turner Ave. on the West, Coxe Street on the south and Woodman St. on the east, being all of Block 5 according to a map thereof recorded in Book 230, Page 210 in the office of the Register of Deeds for Mecklenburg County.

Section 2. That this ordinance shall become effective upon its adoption after a public hearing in connection therewith."

AND, WHEREAS, under the law no amendment to the Zoning Ordinance can be adopted until a public hearing thereon is held, of which public hearing notice is required to be given by publication not less than 15 days immediately preceding the date of public hearing.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

1. That March 3, 1948, at 4 o'clock p.m., be fixed as the time in the Council Chamber, in the City Hall, as the place for the public hearing on the proposed amendmene as above set out.

2. That this Resolution be published in The Charlotte Observer not later than the 13th day of February, 1948, and again one week later.

Councilman White moved the adoption of the resolution as presented. Motion seconded by Councilman Albea, and unanimously carried.

ORDINANCE AMENDING ZONING ORDINANCE INTRODUCED, AND RESOLUTION PROVIDING FOR HEARING ON MARCH 3rd, ADOPTED.

The following ordinance was presented and read:

ORDINANCE No. 38. AN ORDINANCE AMENDING
CHAPTER 21 OF THE CITY CODE WITH RESPECT
TO THE ZONING ORDINANCE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That Chapter 21, Section 2 of the City Code of the City of Charlotte (O.B.10) be amended by having "Building Zone Map, City of Charlotte, North Carolina" amended by changing from Residence-1 to Residence-2 district, the following described area:

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"Property beginning at a point in the center line of Floral Ave. approximately 190 ft. south of the intersection of Ordormore and Floral Aves. and running in a westerly direction to the present R2 zone; thence proceeding in a southerly direction along the R2 zone to Ordors Creek; thence following Ordors Creek in a westerly direction along the R2 district to the Van Avery property line; thence in a southerly direction along an arc 484.79 ft. to the center line of Salem Ave; thence in an easterly direction to the center line of Floral Ave; thence in a northerly direction to the point of beginning."

Section 2. That this ordinance shall become effective upon its adoption after a public hearing in connection therewith.

Whereupon, the following resolution was presented and read:

RESOLUTION PROVIDING FOR A PUBLIC HEARING
ON A PROPOSED AMENDMENT TO THE ZONING
ORDINANCE.

WHEREAS, the Board of Adjustment has recommended that Zoning Ordinance, Chapter 21 of the City Code of the City of Charlotte (Zoning Ordinance) be amended as hereinafter set out; and, whereas, at the meeting of the City Council held on February 11, 1948, the following amendment to the City Code was introduced:

"ORDINANCE NO. 38. AN ORDINANCE AMENDING
CHAPTER 21 OF THE CITY CODE WITH RESPECT
TO THE ZONING ORDINANCE.

Be it ordained by the City Council of the City of Charlotte:

Section 1. That Chapter 21, Section 2 of the City Code of the City of Charlotte (O.B.10) be amended by having 'Building Zone Map, City of Charlotte, North Carolina' amended by changing from Residence-1 to Residence-2 district the following described area:

"Property beginning at a point in the center line of Floral Ave. approximately 190 ft. south of the intersection of Ordormore and Floral Aves, and running in a westerly direction to the present R2 zone; thence proceeding in a southerly direction along the R2 zone to Ordors Creek; thence following Ordors Creek in a westerly direction along the R2 district to the Van Avery property line; thence in a southerly direction along an arc 484.79 ft. to the center line of Salem Ave; thence in an easterly direction to the center line of Floral Ave. thence in a northerly direction to the point of beginning".

Section 2. That this ordinance shall become effective upon its adoption after a public hearing in connection therewith."

AND WHEREAS, under the law no amendment to the Zoning Ordinance can be adopted until a public hearing thereon is held, of which public hearing notice is required to be given by publication not less than 15 days immediately preceding the date of such public hearing.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

1. That March 3, 1948 at 4 o'clock p.m., be fixed as the time in the Council Chamber, in the City Hall, as the place for the public hearing on the proposed amendment as above set out.

2. That this Resolution be published in The Charlotte Observer

not later than February 13, 1948, and again one week later.

Councilman Lambeth moved the adoption of the resolution as read. Councilman DeLaney seconded the motion, which was unanimously carried.

SETTLEMENT OF CLAIM OF MRS. W. I. ISENHOUR.

Upon motion of Councilman Jordan, seconded by Councilman McKee, and unanimously carried, payment of \$200.00 was authorized to Mrs. W. I. Isenhour, in full settlement of claim for personal injuries from falling through a bridge on North Alexander Street during November, 1947.

CLAIM OF MRS. JAKE MARTIN FOR INJURIES FILED AND REFERRED TO CITY ATTORNEY.

The City Manager reported that claim had been filed on behalf of Mrs. Jake Martin, 700 Louise Avenue, for \$25,000.00 for personal injuries alleged to have been caused by being struck by a Water Department truck on December 8, 1947, at the intersection of 11th and Brevard Street. Upon motion of Councilman Albea, seconded by Councilman White, the claim was filed with the City Attorney for handling.

STREETS TAKEN OVER FOR MAINTENANCE.

Motion was made by Councilman Albea, seconded by Councilman McKee, and unanimously carried, authorizing the following streets to be taken over for maintenance by the city:

- (a) Winthrop Avenue, from Ideal Way 150 feet north of Dorothy Drive.
- (b) Ideal Way, between Springdale Ave. and Winthrop Ave.

CONTRACTS FOR PURCHASES.

Upon motion of Councilman Albea, seconded by Councilman Jordan, and unanimously carried, contracts were authorized for the following purchases, together with the allocation of funds therefor, if necessary:

- (a) Contract with Pomona Terra Cotta Company, for 1500 feet of 8-inch pipe, at a net delivered price of \$603.75.
- (b) Contract with E. F. Craven Company, for repair parts for the Drag Line in connection with garbage disposal, at a price of \$229.82.

APPOINTMENT OF HERMAN J. HOOSE, AS TRAFFIC ENGINEER.

The City Manager reported the appointment of Mr. Herman J. Hoose, to the position of Traffic Engineer, effective February 1, 1948.

CLAIM FOR INJURIES TO MRS. VIRGINIA CARPENTER FILED BY WHITLOCK, DOCKERY AND MOORE.

Report was made by Mayor Baxter of claim in the amount of \$1,500.00 for injuries to Mrs. Virginia Carpenter, filed by Whitlock, Dockery and Moore, Attorneys, who allege that injuries were caused by a fall on a step or raised flooring in an inadequately lighted passageway leading to the Ladies Rest Room at Douglas Municipal Airport. Claim referred to City Attorney.

RESOLUTION RELATIVE TO GRANTING PERMISSION TO THE EAR, EYE, NOSE AND THROAT HOSPITAL TO CONSTRUCT AREA-WAY UNDER SIDEWALK ON WEST 7TH STREET.

Upon motion of Councilman Lambeth, seconded by Councilman Jordan, the following resolution, not included in the Hockett, was presented with the unanimous consent of Council:

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RESOLUTION RELATIVE TO GRANTING
PERMISSION TO THE EAR, EYE, NOSE
AND THROAT HOSPITAL TO CONSTRUCT
AREA-WAY UNDER SIDEWALK ON WEST
7th STREET.

BE IT RESOLVED that the Ear, Eye, Nose and Throat Hospital on Seventh Street be granted permission to construct an area-way under the sidewalk adjacent to their building, upon the execution of a contract, approved by the City Attorney, and the furnishing of a bond satisfactory to the City Attorney, and upon the submission of plans approved by the City Manager and the Chief Safety Inspector.

Councilman Lambeth moved the adoption of the resolution as presented. Motion seconded by Councilman DeLaney, and unanimously carried.

ADJOURNMENT.

Upon motion of Councilman Jordan, seconded by Councilman Albea, and unanimously carried, the meeting was adjourned to be held next on February 25, 1948 at 4 o'clock p.m.

Lillian R. Hoffman
City Clerk