

A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber, City Hall, on Wednesday, February 28, 1951, at 11 o'clock a.m., with Mayor Shaw presiding, and Councilmen Aitken, Albea, Boyd, Daughtry and Wilkinson present.

Absent: Councilmen Coddington and Jordan.

INVOCATION.

The invocation was given by Dr. Walter J. Miller, Pastor of Hawthorne Methodist Church.

MINUTES APPROVED.

Upon motion of Councilman Aitken, seconded by Councilman Wilkinson, and unanimously carried, the Minutes of the last meeting were approved as submitted.

ERECTION OF BUILDING ON GESCO STREET FOR MANUFACTURE OF CLOROX AUTHORIZED.

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Mr. Grainger Pierce, Attorney representing the Clorox ~~Manufacturing~~ ^{Chemical} Company of Oakland, California, stated the Company is purchasing a lot on Gesco Street from the P & N Realty Company for the purpose of erecting a plant for the manufacture of clorox, at an expenditure of approximately \$250,000.00; that the lot is located in an Industrial Building Zone and the City's Zoning Ordinance prohibits the issuance of a building permit within such Zone for certain uses, among which is "bleaching products or chlorine manufacture" without approval of the City Council. He stated the Company will not manufacture chlorine, that it will be shipped into Charlotte in car-load lots and mixed with the other materials to produce clorox; that there will be no danger from chemicals and no nuisance due to odors, and the Company will do everything possible to make their operation acceptable to the vicinity.

Mr. Yancey, City Manager, stated that in his opinion the Company's operation in the manufacture of Clorox will be inoffensive in every way.

Councilman Aitken suggested that it would be well to investigate the nuisance phase of the operation at this time since the ordinance places the responsibility on the Council to decide on the restricted uses within the area.

Councilman Wilkinson moved the approval of the request for the issuance of a building permit for the manufacture of clorox. Motion was seconded by Councilman Daughtry, and unanimously carried.

DUKE POWER COMPANY TO BE REQUESTED TO ADJUST BUS ROUTE VIA EAST SEVENTH STREET AND HAWTHORNE LANE UPON PETITION OF RESIDENTS.

Mrs. R. E. Evans was spokesman for a delegation of some thirty residents of the vicinity of Hawthorne Lane and East Seventh Street; she presented a petition bearing signatures of 298 residents requesting the reinstatement of the Midwood Bus over its former route, from East 7th Street to Hawthorne Lane thence to Central Avenue. She stated there are five churches, several kindergartens, Hawthorne Lane Recreational Center and Independence Park within this area now without bus service; that it is dangerous and practically impossible for children and elderly persons to cross the wide thorough-fare of Independence Boulevard on a stop light to reach the nearest bus under the present set-up. She advised further that 90 families on East 7th Street and Hawthorne Lane were served by the former route against only 14 families on Independence Boulevard now being served since the removal of the former route and the inauguration of the route via Independence Boulevard. Admiral Percy Foote supported Mrs. Evans request for the return of

service over Hawthorne Lane; he stated there are now two bus routes paralleling each other - one on Central Avenue and the other on Independence Boulevard, and the Independence Boulevard bus should be changed to Hawthorne Lane if Duke Power Company is really interested in serving the largest number of citizens.

Councilman Daughtry stated that in anticipation of the request for a return of service on Hawthorne Lane, he contacted Mr. Forney of the Duke Power Company on yesterday relative to providing this service by continuing the present Independence Boulevard bus up East 7th Street to Hawthorne Lane and on Hawthorne Lane to the intersection of Independence Boulevard thence on its present route and return via the same route; that on the return trip the bus would provide a connection at Hawthorne Lane and E. 7th Street with Bus No. 6 going to the Monroe Road area. That the present hazard in crossing Independence Boulevard to secure a bus would be eliminated by providing this service. He advised that Mr. Forney was not receptive to the idea and had advised that the new routing was made to speed up bus service to the uptown area. Councilman Daughtry stated further that Duke Power Company has cooperated well with the Council in establishing service where none was heretofore provided, and that in the extension of some of these lines to provide this service it has been necessary to remove busses from some few streets; that the Company believes if they accede to this request for a return of service that it will bring on other similar requests until the entire new bus routing will be affected; that the Duke Power Company wishes to try out the new routes and see how they work out. He stated, however, the Council did not realize how very much the removal of service from East 7th Street and Hawthorne Lane would inconvenience residents.

Councilman Boyd stated that in view of the bus situation now being in good working shape, with the exception of the Shuttle Bus on Central Avenue and today's request for the restoration of service, that he would like the Council to take official notice of the matter and request the City Manager, together with Councilman Daughtry, to call on Mr. Forney and other Duke Power Company Officials and appeal to them to adjust the route so as to provide service on East 7th Street from Independence Boulevard to Hawthorne Lane, thence on Hawthorne Lane to the intersection of Independence Boulevard, as recommended by Councilman Daughtry. The motion was seconded by Councilman Albea, and unanimously carried.

CONSTRUCTION OF SANITARY SEWER IN MAIN STREET APPROVED.

Councilman Albea moved approval of the construction of 350 feet of sanitary sewer in Main Street, at an estimated cost of \$615.00, to serve 8 family units, as requested by Mr. B. S. Myers. Motion was seconded by Councilman Aitken, and unanimously carried.

STREETS TAKEN OVER FOR LIMITED MAINTENANCE.

Upon motion of Councilman Wilkinson, seconded by Councilman Aitken, and unanimously carried, the following streets were taken over for limited maintenance:

- (a) Justice Avenue, from Statesville Ave. to Marshall Street.
- (b) McArthur Avenue, from Statesville Ave. to Marshall Street.

CONTRACTS AWARDED FOR STREET IMPROVEMENTS AND COPPER TUBING.

Motion was made by Councilman Daughtry, seconded by Councilman Wilkinson, and unanimously carried, awarding contracts as follows:

- (a) Contract to Crowder Construction Company for street improvements on Central Avenue, as specified, on a unit representing a total price of \$23,556.25.
- (b) Contract with Blythe Bros. Company, for 1/2 inch Copper Tubing, at a net deli

SPECIAL OFFICER PERMITS AUTHORIZED.

Motion was made by Councilman Albea, seconded by Councilman Aitken, and unanimously carried, authorizing the issuance of the following Special Officer Permits:

- (a) Permit to Oliver W. Parks, Route #1, Huntersville, for use on the premises of Federal Reserve Bank.
- (b) Permit to James W. Dixon, 1917 Pegram Street, for use on the premises of Lance, Inc.
- (c) Permit to Harry Fogg, 1206 Edgewood Road, for use on the premises of Charlotte Tank Company.

CEMETERY LOT TRANSFERRED.

Upon motion of Councilman Wilkinson, seconded by Councilman Aitken, and unanimously carried, the Mayor and City Clerk were authorized to execute a deed for the transfer to Mr. L. A. Lewis, of the northwest quarter of Lot 162, in Section 3, Evergreen Cemetery, at a cost of \$26.00.

UNANIMOUS CONSENT GIVEN CITY MANAGER TO PRESENT UNDOCKETED ITEMS.

Upon motion of Councilman Albea, seconded by Councilman Wilkinson, the Council unanimously consented to the presentation of the following two undocketed items.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

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

- (a) One 10-ft. driveway entrance at 1601 Mimosa Avenue.
- (b) One 25-ft. driveway entrance on W. 9th St. for 525 N. Tryon St.
- (c) One 8-ft. driveway entrance at 1811 Maryland Ave.
- (d) One 8-ft. driveway entrance at 1823 Maryland Ave.
- (e) One 8-ft. driveway entrance at 1817 Maryland Ave.
- (f) Two 30-ft. driveway entrances at 316 S. Church St.
- (g) One 16-ft. driveway entrance at 1201 S. Graham St.

AMENDMENT TO H.B. 502 OF 1949 SESSION LAWS AUTHORIZED RELATIVE TO SALARY OF COUNSELOR OF DOMESTIC RELATIONS AND JUVENILE COURTS.

Mr. Yancey, City Manager, presented a letter from Mr. W. I. Gatling, Judge of the Domestic Relations and Juvenile Courts, requesting the Council to approve the presentation to the General Assembly of an amendment to H.B. 502 of the 1949 Session Laws, to provide that the salary of the Counselor to the Domestic Relations and Juvenile Courts be fixed by the City Council and Board of County Commissioners. Judge Gatling stated the law enacted in 1949 provides for a maximum salary of \$4,000.00, and that the present Counselor, Mr. Walter Benson, nor other attorneys whom he has contacted, is not willing to devote his full time to the position at the present inadequate salary.

Mr. Yancey stated he has discussed the matter with the Chairman of the Board of County Commissioners who approves the amendment to the bill and who stated he feels confident that the Commissioners will also favor its passage.

Councilman Albea stated he thinks the local bodies should fix salaries paid by them, and he moved that the Council go on record as approving the amendment as requested by Judge Gatling. Motion was seconded by Councilman Boyd, and unanimously carried.

ADJOURNMENT.

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

Lillian P. Nappeau
City Clerk