

A regular meeting of the City Council was held in the Council Chamber, City Hall, at 4 p.m., on Wednesday, January 19, 1949, with Mayor Baxter presiding and Councilmen Childs, DeLaney, McKee and White present.

Absent: Councilmen Albea and Urdan.

INVOCATION.

The invocation was given by Councilmen Ernest S. DeLaney.

MINUTES APPROVED.

Upon motion of Councilman McKee, seconded by Councilman Childs, and unanimously carried, the minutes of the last meeting, on January 12th, were approved as submitted.

PROTEST AGAINST PROPOSED ORDINANCE TO REGULATE THE DISCHARGE OF WASTE INTO SANITARY SEWER SYSTEM.

A delegation of representatives of various industries and manufacturing plants was present in opposition to the adoption of the proposed ordinance to regulate the deposit or discharge of certain substances into the City's sanitary sewer system. Mr. C. W. Tillett, acting as spokesman for the delegation, voiced strong opposition to the ordinance, as well as the ordinances relating thereon now in effect. He stated that the present ordinances which prohibit the discharge of commercial waste into both the sanitary sewer system and into streams, are too drastic and cannot possibly be enforced; that as the waste from these plants must be deposited somewhere, or all manufacturing plants close, that under the present ordinances and the proposed ordinance it will be necessary for these concerns to construct facilities on their premises to pre-treat the waste prior to its disposition into the sewerage system and/or streams. He suggested that the City build adequate facilities to accommodate any and all types of waste, thereby tailoring its facilities to meet the reasonable needs of industry, or industry must be tailored to meet the limitations provided by the City. He further stated that they did not feel that a careful examination of the waste from industrial plants had been made, and asked that this be done.

Opposition to the ordinance was also expressed by Mr. Henry Benoit, representing the Laundry industry; Mr. Geo. S. McCarty of the Carolina Analine & Extract Company; Mr. Arthur S. Jarrett of Highland Park Manufacturing Company; Mr. E. H. Reed for the local hosiery mills; Mr. J. C. Barnhardt of the Barnhardt Manufacturing Company and Mr. Art Mayo of Swift Refingry.

Mayor Baxter advised that it was not the City's intention to place a hardship on any one; that further investigation and study of the situation would be made and a public hearing would be held prior to the adoption of the ordinance.

ORDINANCE (No. 61) TO AMEND THE ZONING ORDINANCE INTRODUCED, AND RESOLUTION PROVIDING FOR PUBLIC HEARING THEREON ADOPTED.

An ordinance entitled, "Ordinance (No.61) Amending Chapter 21 of the City Code with Respect to the Zoning Ordinance", to change the area requirements in Residence-2 Districts, was introduced. Following the reading thereof a resolution entitled, "Resolution Providing for a Public Hearing on a Proposed Amendment to the Zoning Ordinance", setting the date of hearing on February 9, 1949 was presented and read. Councilman Childs moved the adoption of the resolution. Motion seconded by Councilman White, and unanimously carried. Resolution is recorded in full in Resolutions Book 1, at Page 154.

CONTRACT WITH THE PLAZA ACRES CONSTRUCTION COMPANY FOR WATER MAINS IN PLAZA ACRES SUBDIVISION.

Upon motion of Councilman Childs, seconded by Councilman McKee, and unanimously carried, contract was authorized with The Plaza Acres Construction Company for the construction of water mains in Plaza Acres Subdivision, between Dade Street and Meadow Lane, at an estimated cost of \$3,950.00 to serve residential property, All construction costs to be borne by the ~~city~~ applicant, who will maintain and operate said mains. The City to pay to the applicant the first actual cost of the project if and when said mains produce a revenue equal to 5% of the cost during any 12 months continuous period.

SANITARY SEWER CONSTRUCTION IN VIRGINIA AVENUE, WALKERS ALLEY AND ARTY AVE.

Motion was made by Councilman McKee, seconded by Councilman Childs, and unanimously carried, authorizing the construction of sanitary sewer mains in the following locations:

- (a) In Virginia Avenue, from Brook Road north to Davidson Street at an estimated cost of \$1,394.80, to serve 9 houses and 16 vacant lots.
- (b) In Walkers Alley, from North Myers Street west toward North Alexander Street, at an estimated cost of \$500.00, to serve 3 family units and 5 vacant lots.
- (c) In Arty Avenue, from end of present sewer at city limits west toward Monument Avenue, at an estimated cost of \$248.16, to serve 2 houses under construction and 2 vacant lots.

CONTRACT WITH H. V. JOHNSON & SON, INC. FOR COAL.

Councilman White moved that contract be authorized with H. V. Johnson & Son, Inc., for One Carload of Stove Coal, consisting of 56.45 tons at \$12.75 per ton, or a total price of \$719.74. Motion seconded by Councilman DeLaney, and unanimously carried.

REPORT OF GASOLINE PURCHASES FROM ESSO STANDARD OIL COMPANY.

Pursuant to a resolution adopted August 4, 1948 authorizing the purchase of gasoline from Esso Standard Oil Company, under agreement dated July 21, 1948, the City Manager reported that 122,698 gallons of gasoline had been purchased to date, at a total price of \$2,345.81.

REDUCTION IN RENTAL OF AIRPORT BUILDING NO. 364 UNDER LEASE TO CHARLOTTE AMATEUR RADIO CLUB.

Mayor Baxter advised that the Charlotte Amateur Radio Club had requested a reduction in rental of Airport Building No. 364, under lease dated June 1, 1948, for a period of one year, at \$3.00 per month.

Following the discussion, Councilman Childs moved that upon receipt of past due rental, the building be leased to the Charlotte Amateur Radio Club at \$1.00 per month, effective January 1, 1949. Motion seconded by Councilman McKee, and unanimously carried.

note correction to \$1.00 per annum minutes of 1-26-49 Page 461

REPORT OF LEASED AIRPORT BUILDINGS.

The City Manager reported that leases had been concluded on the following buildings at Douglas Municipal Airport:

BUILDING NO.	LESSEE	MONTHLY RENTAL	DATE & TERM OF LEASE	
102	E. Pat Hall	\$36.00	1-1-49	1 year
287 (part)	Delph Hdwe & Specialty Co.	20.16	1-1-49	1 year
86	Esquire Club	40.00	1-15-49	5 years

UNDOCKETED ITEMS PRESENTED BY UNANIMOUS CONSENT.

Upon motion of Councilman Childs, seconded by Councilman McKee, the unanimous consent of Council was given the City Manager to present the following undocketed items.

TRANSFER OF FUNDS FROM WATER DEPT. EMERGENCY FUND TO WATER DEPT. WATER MAINS CONSTRUCTION ACCOUNT.

Upon motion of Councilman DeLaney, seconded by Councilman White, and unanimously carried, the transfer of \$6,756.75, being the balance of the funds in the Water Department Emergency Fund, was authorized to the Water Mains Construction Account (Code 1610-G-31).

CHANGE IN STREET NAME FROM EDGEWOOD ROAD TO HAVERFORD PLACE.

Councilman Childs moved that the name of Edgewood Road be changed to Haverford Place, as recommended by the Planning Board and the City Engineer. Motion seconded by Councilman White, and unanimously carried.

ALLOCATION OF FUNDS FOR SPECIAL COUNSEL TO LEGISLATE FOR RECOVERY OF PORTION OF STATE COLLECTED FRANCHISE TAX ON UTILITIES.

Mr. Yancey, City Manager, recommended the allocation of \$500.00 from the Emergency Fund, or as much thereof as necessary, for employing special counsel to appear before the Legislature in an attempt to recover a portion of the State Collected Franchise Tax on Utilities. Councilman Childs moved that the funds be allocated as recommended. Motion seconded by Councilman White, and unanimously carried.

ADJOURNMENT.

Upon motion of Councilman White, seconded by Councilman Childs, and unanimously carried, the meeting was adjourned.

Lillian R. Hayman
City Clerk