

March 14, 1956
Minute Book 36 - Page 275

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, March 14, 1956, at 3 o'clock p.m., jointly with the Planning Commission, as advertised, to consider, first Petitions for Zoning Changes, and thereafter, other matters to come before the City Council.

Mayor pro tem Smith presiding, and Council members Albea, Baxter, Dellinger, Evans and Wilkinson being present.

ABSENT: Mayor Van Every and Councilman Brown.

Present for the Planning Commission: Chairman Bell and Messrs. Craig, Marsh, Martin, McClure and Sibley, members.

ABSENT: Messrs Conner, Hanks, Robinson and Wilkinson, members.

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 meeting on March 7th were approved as submitted.

HEARING ON PETITION OF GEORGE A KOSTAKES FOR CHANGE IN ZONING CLASSIFICATION FROM RESIDENCE-2 TO BUSINESS-1 ON TRACT OF LAND AT NORTHEAST CORNER OF WEST BOULEVARD AND REMOUNT ROAD.

The scheduled hearing was held on the petition of Mr. George A. Kostakes for a change in zoning classification from Residence-2 to Business-1 on a tract of land at the northeast corner of West Boulevard and Remount Road.

Mr. W. E. McIntyre, Planning Director, presented a Map of the area, indicated the site of the tract in question and gave the factual information in connection therewith. He stated the property at the four corners of the intersection is presently used for business purposes; that immediately behind the tract there is a residential street; that west of the tract there are single family and two-family residences; that the property around the intersection is generally zoned R-2; that the two parcel tract requested rezoned adjoins the existing business zone on the northwest corner of the intersection.

No objections to the requested rezoning were expressed by the public.

HEARING ON PETITION OF J. T. LANEY FOR CHANGE IN ZONING CLASSIFICATION FROM RESIDENCE-2 TO LIGHT INDUSTRIAL ON 14.11 ACRES OF LAND ON NORTH SIDE OF NEW THRIFT ROAD (FREEDOM DRIVE) IMMEDIATELY ADJACENT TO, AND NORTHWEST OF, PROPERTY RECENTLY ZONED LIGHT INDUSTRIAL.

The scheduled hearing was held in connection with the request of Mr. J. T. Laney for a change in zoning classification from Residence-2 to Light Industrial, on 14.11 acres of land on the north side of New Thrift Road (Freedom Drive) immediately adjacent to, and northwest of, property recently zoned light industrial.

Mr. W. E. McIntyre, Planning Director presented a map of the area and indicated thereon the location of the tract in question, and advised that immediately to the east of the tract the land is vacant; immediately to the west is an Oil Distributor Shop; to the north there is a residential development and the forest area is not used for any intensive purpose at present. That the tract to the east was recently zoned Industrial but not

March 14, 1956
Minute Book 36 - Page 276

yet developed; that across the street there is a large tract zoned for Industrial and vacant at present time. That the zoning of the adjacent areas generally is residential both to the north, south and east. At the rear of the property is a creek or ravine.

Mr. Francis Parker, Attorney representing Mr. Laney, stated that, as explained by Mr. McIntyre, the tract in question fronts on New Thrift Road (Freedom Drive) and it is their belief that its development for residential purposes is nil. That the street is in fact a wide highway; that the property to the east is zoned Light Industrial, and the basis for their petition is to bring this property in line with other property fronting New Thrift Road (Freedom Drive).

No objections were expressed to the proposed rezoning.

HEARING ON PETITION OF RESIDENTS OF SCALEYBARK ROAD-WOODLAWN ROAD FOR CHANGE IN ZONING CLASSIFICATION, FROM BUSINESS-1 TO RESIDENCE-1 AT INTERSECTION OF SCALEYBARK ROAD AND WOODLAWN ROAD.

The scheduled hearing was held on the petition of 240 residents of Scaleybark Road-Woodlawn Road section, for a change in zoning classification from Business-1 to Residence-1, on the property at the intersection of Scaleybark Road and Woodlawn Road.

A map of the area was presented by Mr. W. E. McIntyre, Planning Director, and he explained the factual details of the property in question. He stated that the majority of the vicinity is composed of single family residences; that a portion of the property on the petition is vacant; that there is no existing business use of the property at the present time; that except for this B-1 zone, all of the area is zoned for single-family purposes.

Mr. Wallace Osborne, Attorney representing the petitioners, stated that the new Park Road Shopping Center is only 45/100ths of a mile from the intersection of Scaleybark Road and Woodlawn Road, where there will be thirty different types of business. That 55/100ths of a mile in a westerly direction on Woodlawn Road there is another Shopping Center. Therefore, it is obvious the neighborhood will be adequately served and there can be no valid reason for zoning the intersection in question as Business-1. He stated further, traffic hazards would increase with a business area in the center of this wide residential section. Mr. Osborne stated the petition for the zoning change bears the signatures of 400 residents of the area. That there has been some talk that the Council might wish to zone it Residence-2, which in their opinion would be the same as a Business-1 zone; that either classification would affect the valuation of their homes, in which they have invested heavily, and with the understanding that they would be permitted to rear their children away from a commercial area.

Mr. N. G. Spier and Mr. George Martin, representing Mr. George Goodyear, spoke in favor of the rezoning, stating they had developed much of the area and it had been their hope that the development would remain a residential area.

There were no objections expressed by the public to the rezoning as requested.

HEARING ON APPEAL FROM DENIAL BY PLANNING COMMISSION OF PETITION OF E. B. STONE FOR CHANGE IN ZONING CLASSIFICATION, FROM RURAL TO INDUSTRIAL, IN THE PERIMETER AREA, ON PARCEL OF LAND ON OLD PINEVILLE ROAD, FRONTING ON NEW SOUTHERN RAILWAY CROSSLINE.

Mr. W. E. McIntyre, Planning Director, presented the map of the area, and stated that at the present time the land is zoned Rural or is vacant. That at the present time the only Industrial use is the rear yard of a Contractor. That to the east of the Crossline along Pineville Road there is some business and industrial developments. That south of the property the development is primarily residential. That from the crossline to the Pineville Road and 500-foot east there is an Industrial Zone. That all the land on the west side is zoned Rural.

Councilman Dellinger asked about the number of homes in the area? Mr. McIntyre replied there are eleven houses, one house is across the road from the property in question.

Mr. Robert Potter, Attorney representing Mr. Stone, stated that the reasons for the Planning Commission turning down their petition for rezoning is there is a large amount of land zoned Industrial and not put into use. That the Industrial area across the crossline and U. S. Highway 21 is too small to construct a plant of much size. That the Commissions second reason is that the dominant trend in the area is residential, However, there is an Oil Distributing Plant within one mile and too, they do not believe anyone is going to erect homes on two freight railroads. That the third and fourth reasons the Commission gave are that zoning the area industrial would not create a logical industrial zone, it would merely extend a spot of industrial use 2,000 feet into a residential area, and would reduce the desirability of adjoining lands for any use but industrial although the lands would continue to be restricted to residential uses. Mr. Potter stated they submit this has nothing to do with zoning; that they cannot develop the property with a railroad through it unless it is zoned Industrial.

Mr. Stone spoke to his petition, stating the Southern Railway has agreed to running spur tracks into the property if zoned industrial. He presented a petition signed by property owners located within a radius of one-half mile of the property in question, concurring in his request for a change in zone. Mr. Stone gave the names of these property owners and the exact locations of their property in relation to the property in question.

Mr. Lex Marsh, Planning Commissioner, asked if there is any opposition from any property owners in the area?

Mr. Spencer Bell, Chairman of the Planning Commission asked if he was correct in that when Mr. Stone said these persons have joined in his petition, they are joining with him but have not made a legal request? Mr. Potter replied that Mr. Bell is correct.

Mr. J. H. Huntley, a signer of the petition concurring in the request of Mr. Stone, stated in his opinion the only thing to do is to zone the property Industrial; that; he has 700 feet on the east side zoned Rural; that the railroad comes right through his place and through the property of the others and they cannot develop it for residential purposes.

Objections to the proposed zoning change was expressed by Mr. George Rightsell, who stated he lives on the adjoining property, which is just across the narrow road that separates the properties. That he has a petition signed by a number of property owners who live on adjacent property, and who object to a commercial development, which would devalue their property. That the railroad has cut off quite a bit of privacy and they object to any further encroachment and wish it to remain Rural.

Councilman Dellinger asked if any of the signers of the petition border on the property of Mr. Stone? Mr. Rightsell stated his property is the nearest and the others are all nearby.

Mr. Kenneth Davis stated he objects to the change in zoning; that he has \$12,000 in his house located on the side of Mr. Stone's property; that they have at least 20% or more of the adjoining property owners and those across the street, on the petition objecting to the change. He stated further they consider it a breach of faith for Mr. Stone to erect industrial buildings and devalue their property when much of their property was purchased from him.

Mr. J. M. Benson stated several of the adjoining property owners purchased their property from Mr. Stone and they all join in the petition for the area to remain in a Rural zone.

March 14, 1956
Minute Book 36 - Page 278

Mr. Ervin Boyle, Attorney, stated that some of these people protesting the change are already in an Industrial zone and not adjacent to Mr. Stone's property but across the road. Mr. Benson replied that the road is only 30-feet wide.

MEETING RECESSED AT 3:45 O'CLOCK P. M.

Mayor pro tem Smith announced that the Zoning Hearings were completed and the meeting would be recessed for a short while.

MEETING RECONVENED AT 4:10 O'CLOCK P. M.

The meeting was reconvened at 4:10 o'clock, the Planning Commission not being present.

ORDINANCE NO. 299-X EXTENDING THE CORPORATE LIMITS OF THE CITY OF CHARLOTTE, N. C., BY ANNEXING THERETO 338.26 ACRES OF PROPERTY IN CRAB ORCHARD TOWNSHIP.

At the hearing relative to the petition of C. D. Spangler Construction Company, The Methodist Home for the Aged and Esten M. Bohannon, for the annexation of 338.26 acres of property, located in Crab Orchard Township, to the City of Charlotte, no opposition to the proposal was expressed by the public. Councilman Albea moved the adoption of Ordinance No. 299-X Extending the Corporate Limits of the City by Annexing thereto 338.26 acres of property. The motion was seconded by Councilman Wilkinson, and unanimously carried. The ordinance is recorded in full in Ordinance Book 12, at Pages 29-30.

REQUEST OF RESIDENTS OF MCDONALD AVENUE THAT MCDONALD AVENUE EXTENSION BE PLACED ON PRIORITY LIST OF STREET IMPROVEMENTS IN LIEU OF EAST 11TH STREET, DEFERRED.

Mrs. Paul Halberstadt was spokesman for a number of residents of McDonald Avenue who appeared before the Council, and stated that last fall when they came before Council representing Sedgefield Junior High School and asked for the opening of McDonald Avenue to Avondale Avenue, their request was granted and they assumed the work would begin at once. She stated further they are disturbed to note from the priority list of street work recently published, that McDonald Street is at the end of the list. That it is noted that the improvements to Park Road heads the list, and this in itself makes it all the more imperative that McDonald Avenue be extended to provide better access to the School. That the entire school area could funnel into McDonald Avenue, and the traffic condition be improved. She stated there are no sidewalks for the school children, who must walk in the streets. That when Park Road is torn up for improvements, the parents will have to go all the way to South Boulevard to get into the school grounds. Mrs. Halberstadt stated they were appearing today to request that the Council drop the 11th Street improvement, to cost \$160,000.00 from the priority list until the next bond election, and that McDonald Avenue be moved up the list. She stated there are 536 children in Sedgefield School that will benefit by another access to the school.

Councilman Dellinger moved that the request be received as information, and the Council discuss it further next week. The motion was seconded by Councilman Wilkinson, and unanimously carried.

REQUESTED OPENING OF PIERCE STREET FROM WAVERLY AVENUE TO LATTA PARK REFERRED TO CITY ATTORNEY FOR RULING ON INFORMATION THAT INTEREST IN STREET HAS BEEN DEEDED TO R. L. GRUBBS, OPPONENT TO STREET OPENING, AND DEDICATION OF LAND AS PUBLIC STREET WITHDRAWN.

Mr. Fred Helms, Attorney representing Mrs. R. D. Howerton, temporarily residing in Germany, stated since appearing before Council on February 29th, relative to the requested opening of Pierce Street, from Waverly Avenue to Latta Park, he has written to and received a reply from Mrs. Howerton, stating she does not wish the street opened and the resulting heavy traffic; however, she wishes to do what is right in the matter, and will leave the matter to the discretion of Mr. Helms, a friend of her family of long standing.

March 14, 1956
Minute Book 36 - Page 279

Mr. Helms read from Chapter 136, sub-section 96 of the General Statutes of North Carolina, entitled: "Roads or Streets not used within 15 years after dedication deemed abandoned; dedication of withdrawal recorded; joint tenants or tenants in common." Mr. Helms stated that the maps, including Pierce Street, were put on record at Mecklenburg County Court House in 1909, and the sub-division was then known as East Dilworth. Mr. Helms stated that the property was acquired from the Reverend Dan O. Austin by the Brenizer Estate in 1914 and the title included the streets and alleys, as shown on the map aforesaid mentioned.

Mr. Helms further advised that since the last Council Meeting Mr. R. L. Grubb, through title from the Brenizer Estate has acquired, as a tenant in common, the fee and the deed to the property and has filed and had recorded a declaration withdrawing Pierce Street from public use. Mr. Helms stated this takes it outside of the City Council's jurisdiction.

He advised that Bishop Waters recently acquired the fee in the alley from Buchanan Street to Pierce Street.

Mr. Henry Fisher, Attorney for Mr. Grubbs stated that Judge Helms has presented the facts in the case. He stated he holds a deed conveying the interest in the street to Mr. Grubbs, which is the revocation of the dedication of the street, and he thinks it takes the matter out of the hands of the Council.

Councilman Baxter observed that in the public interest the City Council has the right to condemn any property to serve the people through proper condemnation proceedings.

Mr. Shaw, City Attorney, stated if the Statutes have been traced correctly, it appears that Pierce Street may have been taken from dedication.

Councilwoman Evans stated as they have presented these documents, would Waverly Avenue at the other end come under the same Statute? Mr. Helms replied that it would not, as it is opened and is used for park purposes.

Mr. Potter stated he has a petition signed by 266 residents of the area asking for the opening of Pierce Street. That he did not know that Mr. Fisher's client owned the deed to the right-of-way, and he does not know if he has the "fee". That St. Patrick's Church has agreed to spend close to \$12,000 as a gift and all they ask is that Pierce Street be opened and paved. That Mr. Grubbs owns property on the southwest corner of Pierce Street; that the Park & Recreation Commission has given the property for a turnaround and has recommended that the street be opened. Mr. Potter stated he submits that when anyone is willing to make a gift to the city of \$12,000 and put in playground equipment amounting to \$1,000.00, he would think it is the duty of the Council to condemn Pierce Street and open it to the public. He stated he is not willing to admit that Mr. Grubbs has a fee to this property, as he was of the opinion that the City was the owner of the fee. That the request for the opening of the street has been going on for some eight weeks now, and these gentlemen go out and get a deed to the street. Had he known it, he would have gotten it himself.

Mr. J. J. DeLaney stated he understands that through the years Pierce Street has been frequently used as a short-cut to the Park. That they have come here to offer to restore park property for the public's good.

Councilman Baxter stated there has been some conniving done, as the deed is dated today. That the Council tries to do something for the public good and then this deed is presented, dated today. That naturally the City, through the Council, is run by law; that the only thing that can now be done is to sit and rest until we get a ruling from the City Attorney.

Mr. R. L. Grubbs stated the reason he is objecting to the street opening, along with the eight other families on the street, is there is an entrance on Dilworth Road, Romany Road and Waverly Avenue and he does not see the need for another entrance. That Pierce Street, on which he has resided 16 years, is very narrow and the residents know what the traffic conditions will be. That he has no objections to improving the park whatsoever.

March 14, 1956
Minute Book 36 - Page 280

That he does not think the City should spend taxpayers money to open the street.

Mr. Helms stated he does not care to argue the merits of the case. That Mr. Potter said had he known they were trying to get the fee, he would have done so himself. He stated further that he does know that no part of the area can be used for anything but a park, and he does not think it can be used for a turn-around. That the Park Commission has nothing standing in their way from covering up the ditch; that the only question here is about the opening of Pierce Street. He stated there is an alley at the rear of the property, and the City may not have the right to burden this alley. Mr. Helms stated he does not apologize for trying to get the fee with Mr. Fisher nor for trying to protect Mrs. Howerton's property. That if there is anything that Latta Park has more of than anything else, it is avenues of entrance from Dilworth Road East and Romany Road. That there are plenty of alleyways from Buchanan Avenue, and Waverly Avenue is already paved down to the Park.

Mr. Fisher stated he does not think that he and Mr. Helms should be criticized by Mr. Baxter. That if the ditch is infested with rats and vermin, as stated by Mr. DeLaney, then he thinks the City should close the ditch.

Councilman Baxter stated that he did not criticize the attorneys. That he feels strongly about stopping a movement that will help people get to the park area. That the City is splitting his business property on 3rd Street/^{for street extension} and he is glad to be of help in this way to the public.

Councilwoman Evans stated at the last meeting the Council promised an answer to the citizens requesting the street opening and she moved that the City Council institute condemnation proceedings for the opening of Pierce Street. The motion did not receive a second, several Councilmen expressing the opinion that a ruling should be made by the City Attorney in the matter.

Councilman Albea moved that the matter be referred to the City Attorney for a legal ruling, and that he report back to the Council as soon as possible. The motion was seconded by Councilman Baxter, and unanimously carried.

RECOMMENDATIONS OF PLANNING COMMISSION ON THE PETITIONS FOR ZONING CHANGES.

The following report from the Planning Commission was brought to the meeting, setting forth their recommendations on the petitions for zoning changes heard earlier in the meeting:

"Herewith are the recommendations of the Charlotte-Mecklenburg Planning Commission on the following petitions heard by the City Council and Commission on Wednesday, March 14, 1956:

Petition to change from Residence 2 to Business 1 a tract of land located at the Northeast corner of West Boulevard and Remount Road. The Commission recommends that the Ordinance be adopted for the following reasons:

1. Business has already been established on the adjacent four corners of the intersection of Remount Road and West Boulevard.
2. Each of the two parcels of land requested for Business 1 zoning here adjoins the existing business zone on the Northwest corner of the Remount Road-West Boulevard intersection.
3. Adding these two comparatively small parcels of land to the existing business zone would not create an excessive amount of business space at this location.
4. The change would not be detrimental to adjoining properties.

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March 14, 1956
Minute Book 36 - Page 281

Petition to change from Residence 2 to Light Industrial a tract of land on New Thrift Road (Freedom Drive). The Commission recommends that the Ordinance be adopted for the following reasons:

1. This property is vacant land fronting about 850 feet on New Thrift Road and having an average depth of about 350 feet.
2. The property that adjoins this tract on the east side has recently been zoned Light Industrial.
3. Across the street from the Southeast corner of this tract the land is also zoned Light Industrial.
4. On the west side of the tract there is an industrial establishment, (Oil distribution).
5. Since this tract constitutes a comparatively short segment of street frontage practically surrounded by industrial zoning or uses, it would be unreasonable to restrict the property to residential use.

* * * * *

Petition to change the Zoning from Business 1 to Residence 1 at the intersection of Scaleybark Road and Woodlawn Road. The Commission recommends that the Ordinance be adopted for the following reasons:

1. There are no businesses located in the business zone at the present time.
2. The business zone was established to provide a location for new neighborhood stores for the convenience of the people living in the Scaleybark neighborhood.
3. The people of the Scaleybark neighborhood who were to be served by stores here have indicated that they do not need the convenience of a neighborhood shopping center.
4. A new neighborhood business center has recently developed about 1/2 mile to the west of this site on Woodlawn Road and the Park Road Shopping center is developing 1/2 mile to the east.
5. The development of the area adjacent to this location is generally residential, and the property in this business zone can be developed residentially.

* * * * *

Petition of E. B. Stone Finance Company to change from Rural to Industrial property fronting on Old Pineville Road near the Griffith Road intersection. The Commission recommends that the appeal be denied for the following reasons:

1. There is a large amount of land in this vicinity already zoned for Industrial uses. Almost none of the presently zoned Industrial land has as yet been put into industrial use, so there is no immediate justification for additional industrial land.
2. The dominant development trend in this area is residential.
3. Zoning this individual parcel for industrial use would not create a logical industrial zoning district. It would extend a spot of industrial use 2,000 feet into an area that is restricted to residential uses.

March 14, 1956
Minute Book 36 - Page 282

4. Zoning this individual parcel for industrial use would reduce the desirability of adjoining lands for any use but industrial although they would continue to be restricted to residential uses.

Respectfully submitted,

Charlotte-Mecklenburg Planning Commission

BY J. Spencer Bell
Chairman "

ORDINANCE NO. 294 AMENDING THE ZONING ORDINANCE TO CHANGE THE ZONING FROM R-2 TO B-1 ON TRACT OF LAND AT THE NORTHEAST CORNER OF WEST BOULEVARD AND REMOUNT ROAD.

Councilman Baxter moved the adoption of Ordinance No. 294 Amending the Zoning Ordinance to change the zoning from R-2 to B-1 on tract of land at the northeast corner of West Boulevard and Remount Road, as requested by Mr. George A. Kostakes. The motion was seconded by Councilwoman Evans, and unanimously carried. The ordinance is recorded in full in Ordinance Book 12, at Page 26.

ORDINANCE NO. 295 AMENDING THE ZONING ORDINANCE TO CHANGE THE ZONING FROM R-2 TO LIGHT INDUSTRIAL ON TRACT OF LAND ON NORTH SIDE OF NEW THRIFT ROAD.

Councilman Baxter moved the adoption of Ordinance No. 295 Amending the Zoning Ordinance to change the zoning from R-2 to Light Industrial on 14.11 acres of land on the north side of New-Thrift Road (Freedom Drive), upon petition of Mr. J. T. Laney. The motion was seconded by Councilman Dellinger, and unanimously carried. The ordinance is recorded in full in Ordinance Book 12, at Page 27.

ORDINANCE NO. 296 AMENDING THE ZONING ORDINANCE TO CHANGE THE ZONING FROM B-1 TO R-1 ON PROPERTY AT THE INTERSECTION OF SCALEYBARK ROAD AND WOODLAWN ROAD.

Councilman Baxter moved the adoption of Ordinance No. 296 Amending the Zoning Ordinance, to change the zoning from B-1 to R-1 on property at the intersection of Scaleybark Road and Woodlawn Road, as petitioned for by residents of the area. The motion was seconded by Councilwoman Evans, and unanimously carried. The ordinance is recorded in full in Ordinance Book 12, at Page 28.

PETITION OF E. B. STONE FINANCE COMPANY FOR CHANGE IN ZONING FROM RURAL TO INDUSTRIAL ON PARCEL OF LAND ON OLD PINEVILLE ROAD, DENIED.

Upon motion of Councilman Baxter, seconded by Councilman Dellinger, and unanimously carried, the petition of E. B. Stone Finance Company for a change in zoning from Rural to Industrial on a parcel of land located on the Old Pineville Road, fronting on the new Southern Railway Crossline, was denied.

A. G. BROWN ADVISED WOULD APPEAR BEFORE COUNCIL IN NEAR FUTURE TO TELL THEM HOW TO EXTEND THE CITY LIMITS.

Mr. A. G. Brown, stated he had come down to tell the Council how to extend the city limits, but as Mayor Van Every is absent today, he will come back within the near future when the Mayor is present.

ORDINANCE NO. 303 SUBSTITUTING ORDINANCE NO. 293 FOR ARTICLE I, CHAPTER 16 OF THE CITY CODE, DEALING WITH THE SUBDIVISION OF REAL ESTATE.

An ordinance entitled: "Ordinance No. 303 Substituting Ordinance No. 293 For Article I, Chapter 16 of The City Code, Dealing with the Subdivision of Real Estate" was introduced and read. Councilman Wilkinson moved the adoption of the ordinance, which was seconded by Councilman Baxter, and unanimously carried. The ordinance is recorded in full in Ordinance Book 12, at Page 31.

March 14, 1956
Minute Book 36 - Page 283

INSTALLATION OF GRATES IN SIDEWALK OVER TRANSFORMER VAULT ON EAST SIDE OF N. CHURCH STREET AT REAR OF SELWYN HOTEL, BY DUKE POWER COMPANY, AUTHORIZED.

Councilwoman Evans moved approval of the request of Duke Power Company to install grates in the sidewalk over a transformer vault on the east side of N. Church Street at the rear of the Selwyn Hotel. The motion was seconded by Councilman Baxter and unanimously carried.

RIGHT-OF-WAY AGREEMENT BETWEEN STATE HIGHWAY COMMISSION AND ERVIN CONSTRUCTION COMPANY IN INDEPENDENCE BOULEVARD AT WESTCHESTER BOULEVARD FOR CONSTRUCTION OF SANITARY SEWERS, AUTHORIZED CO-SIGNED BY CITY.

Motion was made by Councilman Dellinger, seconded by Councilman Baxter, and unanimously carried, authorizing the Mayor and City Clerk to co-sign an agreement between the State Highway Commission and Ervin Construction Company for the construction of sanitary sewers in Independence Boulevard at Westchester Boulevard.

CONSTRUCTION OF NEW SANITARY SEWER LINES AUTHORIZED.

Upon motion of Councilman Albea, seconded by Councilman Baxter, and unanimously carried, the construction of new sanitary sewers was authorized at the following locations:

- (a) Construction of 423 feet of sanitary sewer lines in Belvedere Avenue to serve 6 family units, at request of Mr. J. R. Purser, at an estimated cost of \$1,170.00. All cost to be borne by the city.
- (b) Construction of 235 feet of sanitary sewer lines in Catalina Avenue to serve 4 family units, at request of Trotter & Allen Construction Company, at an estimated cost of \$570.00. All cost to be borne by the City.

CONTRACT WITH J. W. CALLAHAM, TRUSTEE FOR THE INSTALLATION OF WATER MAINS IN CARLANDA CIRCLE AUTHORIZED.

Councilman Dellinger moved approval of a contract with J. W. Callaham, Trustee, for the installation of 575 feet of water mains in Carlanda Circle, to serve residential property, at an estimated cost of

March 14, 1956
Minute Book 36 - Page 284

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

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

- (a) One 24-ft. driveway at 2210 N. Tryon Street.
- (b) One 9-ft. driveway at 907 Sedgefield Road.
- (c) One 18-ft. driveway at 2144 Princeton Avenue.
- (d) One 20-ft. driveway at 616-622 East 1st Street.

REQUEST THAT TRAFFIC COUNT AT AVONDALE AVENUE AND EAST BOULEVARD BE MADE AS TO NEED FOR TRAFFIC SIGNAL INSTALLATION.

Councilman Baxter requested the City Manager to have a traffic count made at Avondale Avenue and East Boulevard to decide the desirability for a traffic signal at this location. He also requested that a report be made on his request for a traffic count at Park Road and Ideal Way.

REQUEST FOR TRAFFIC COUNT AT WEST THIRD AND SOUTH CEDAR STREET AS TO NEED FOR TRAFFIC SIGNAL INSTALLATION.

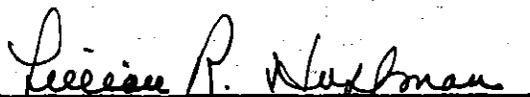
Councilman Dellinger requested that a traffic count be made of the intersection at West Third and South Cedar Streets, to decide the need for a traffic signal installation.

ENDORSEMENT BY MECKLENBURG COUNTY MEDICAL SOCIETY OF CITY'S EFFORTS TO SOLVE THE AIR POLLUTION PROBLEM.

Mayor pro tem Smith presented a letter from the Mecklenburg County Medical Society on March 6, 1956, wherein they endorsed the efforts of the City to solve the problem of air pollution and urging that prompt and continuing measures be undertaken which will be appropriate to the solution of this problem. Councilwoman Evans moved that the letter be turned over to the Air Pollution Engineer. The motion was seconded by Councilman Albea, and unanimously carried.

ADJOURNMENT.

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


Lillian R. Hoffman, City Clerk