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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 31, 1956, at 4 o'clock p.m., with Mayor Van Every presiding, and Council members Albea, Baxter, Brown, Dellinger, Evans, Smith and Wilkinson being present.

ABSENT: None.

INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED AS CORRECTED.

Upon motion of Councilman Smith, seconded by Councilman Dellinger, and unanimously carried, the Minutes of the last meeting on October 24th were approved with the following corrections:

(1) The name of "Mr. Ben Wellons" changed to "Mr. Ben Whiting" in the item relative to Ordinance No. 341 Amending the Zoning Ordinance recorded on Page 454, and

(2) The vote changed in the item Accepting deed to property of Mr. Lee H. Wing on West 11th Street, recorded on Page 457, from "unanimously carried" to "carried with the votes cast as follows: YEAS: Council members Albea, Baxter, Brown, Evans and Smith. NAYS: None. Councilman Dellinger not voting."

ORDINANCE NO. 349-X EXTENDING THE CORPORATE LIMITS OF THE CITY OF CHARLOTTE BY ANNEXING 19.25 ACRES OF PROPERTY IN SHARON TOWNSHIP, UPON PETITION OF GEORGE S. GOODYEAR.

The scheduled hearing was held relative to the petition of George S. Goodyear for the annexation of two tracts of land in Sharon Township, containing 4.97 acres and 14.28 acres respectively, to the City of Charlotte. No opposition to the proposed annexation was expressed. Councilman Albea moved the adoption of Ordinance No. 349 Extending the Corporate Limits of the City of Charlotte by Annexing the Property in Sharon Township. The motion was seconded by Councilwoman Evans, and unanimously carried. The ordinance is recorded in full in Ordinance Book 12, at Pages 89-90.

BUILDING TO HOUSE OLD STEAM PUMPER AUTHORIZED CONSTRUCTED ADJACENT TO EAST BOULEVARD FIRE STATION.

Councilman Dellinger moved that a building to house the City's old steam pumper be constructed adjacent to the East Boulevard Fire Station, and that it be erected by the Firemen if they can do the work. The motion was seconded by Councilman Wilkinson, and unanimously carried.

RENEWAL OF LEASE WITH U. S. GOVERNMENT FOR 4.09 ACRES OF LAND AND TWO BUILDINGS AT DOUGLAS MUNICIPAL AIRPORT USED FOR RADAR BOOM SCORING UNIT (LEASE NO. DA-09-133-ENG-1210).

Motion was made by Councilman Dellinger, seconded by Councilman Smith, and unanimously carried, authorizing the renewal of Lease (No. DA-09-133-Eng-1210) with the U. S. Government on 4.09 acres of land and two buildings at Douglas Municipal Airport used for the Radar Boom Scoring Unit, for a period ending June 30, 1962, at the present rental of \$1.00 per annum.

STREETS TAKEN OVER FOR MAINTENANCE.

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

- (a) North Poplar Street, from West 24th Street north 150 feet.
- (b) Cassamia Place, from Traditional Lane west 225 feet.

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CONSTRUCTION OF SANITARY SEWERS AND TRUNK AUTHORIZED IN LINCOLN HEIGHTS AT THE REQUEST OF BOARD OF CHARLOTTE SCHOOL COMMISSIONERS.

Councilman Albea moved approval of the construction of 1,831 feet of sanitary sewer and trunk in Lincoln Heights, to serve eleven family units, at the request of the Board of Charlotte School Commissioners, at an estimated cost of \$8,340.00. The motion was seconded by Councilman Dellinger, and unanimously carried.

ERVIN CONSTRUCTION COMPANY AUTHORIZED TO CONNECT PRIVATE SANITARY SEWER LINES TO CITY'S SANITARY SEWERAGE SYSTEM IN PIERSON DRIVE.

Upon motion of Councilman Smith, seconded by Councilman Albea, and unanimously carried, Ervin Construction Company was authorized to connect 1,520 feet of private sanitary sewer lines in Pierson Drive to the City's Sanitary Sewerage System, upon condition they comply with all laws, rules and regulations now in effect, or which may hereafter become effective relative to property similarly situated.

HOLIDAYS GRANTED CITY EMPLOYEES ON NOVEMBER 12TH AND 22ND.

Councilman Brown moved that city employees be granted holidays on November 12th in observance of Veterans Day and on November 22nd in observance of Thanksgiving. The motion was seconded by Councilman Dellinger, and unanimously carried.

LEASE OF AIRPORT BUILDING NO. 286 TO PETER DEPAOLO ENGINEERING COMPANY.

The City Manager reported that lease has been concluded with Peter DePaolo Engineering Company for Building No. 286 at the Airport for one year at a monthly rental of \$67.50.

UNFIT HOUSING PROGRESS REPORT FOR QUARTER ENDING SEPTEMBER 1956.

The following Unfit Housing Progress Report was made by the City Manager:

Number of Housing Units brought up to Standard	58
Number of Property Owners cited for Hearings	14
Number of Housing Units Condemned	12
Number of Bathing Facilities Installed	38
Number of Housing Units Demolished	30

Progress since the beginning of the program in August of 1948:

Number of Housing Units brought up to standard to date	11,082
Number of Houses demolished to date	1,691

Councilwoman Evans moved that the Department in charge of the Unfit Housing Program be congratulated on the fine work they are doing. The motion was seconded by Councilman Brown, and unanimously carried.

TRANSFER OF CEMETERY LOTS.

Upon motion of Councilman Albea, seconded by Councilman Wilkinson, 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. J. A. Davis, for Lot 111, Graves 1 and 2, in Section 3, Evergreen Cemetery, at \$80.00.
- (b) Deed with Mrs. Lula Hill, for Lot D, in front of Rows #17 and #18, Section A, North Pinewood Cemetery, at \$126.00.
- (c) Deed with Mrs. Estelle Liston, for Lot A, in front of Rows #19 and #20, Section A, North Pinewood Cemetery, at \$94.50.

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LEASE-AGREEMENTS WITH SOUTHERN FLIGHT EXECUTIVE TERMINAL, INC., AND WITH ESSO STANDARD OIL COMPANY RELATIVE TO AIRPORT FACILITIES.

Upon motion of Councilman Smith, seconded by Councilwoman Evans, and unanimously carried, the Mayor and City Clerk were authorized to execute the following lease-agreements:

- (1) Lease-Agreement with Southern Flight Executive Terminal, Inc., successors to Ernest T. Webb doing business as Clearview Aircraft Industries, whereby the lease with Clearview, dated October 11, 1951, is cancelled.
- (2) Lease with Southern Flight Executive Terminal, Inc, providing for the leasing of the necessary land and construction of a new Hangar by the company.
- (3) Lease-Agreement approving the Agreement between Southern Flight Executive Terminal, Inc., and Esso Standard Oil of Delaware.

SALVATION ARMY GRANTED PERMISSION TO PLACE KETTLE-HOUSE ON SIDEWALK AT SQUARE TO RECEIVE CHRISTMAS FUNDS.

Councilman Albea moved that the request of The Salvation Army be granted to place a kettle-house on the sidewalk at The Square to receive funds for their Christmas work. The motion was seconded by Councilwoman Evans, and unanimously carried.

WIDENING OF SOUTH POPLAR STREET REQUESTED.

Councilman Dellinger requested the City Manager to check into the possibilities of widening South Poplar Street, which is so narrow it is most difficult for trucks to get in and out of places of business. Mr. Yancey stated a survey is presently being made of the street, and he will make a report to Council when it is completed.

APPRECIATION EXPRESSED TO CHARLES H. CONNELLY, ARCHITECT, FOR PLANS FOR ENCLOSURE FOR OLD STEAM PUMPER.

Councilman Dellinger requested the Mayor to write Mr. Charles H. Connelly, Architect and express the Council's appreciation for his work on plans for the enclosure for the City's old steam pumper, which Mayor Van Every stated he would be happy to do.

CONSIDERATION OF REQUEST OF CHARLOTTE LAUNDRY FOR CHANGE IN METHOD OF BILLING FOR SEWAGE DISPOSAL DEFERRED ONE WEEK.

Mr. Henry Benoit, representing The Charlotte Laundry, again appeared before Council relative to the charge for waste water discharged into the city's sewers. He again reviewed the charges being made to his and other laundries, and stated when the Water Department first rendered a statement containing the charge, they advised the method used was in accordance with the City's policy; that after complaints as to the method of arriving at the charge was made, the Department stated it was in accordance with the provisions of the City Code. Mr. Benoit quoted Section 31, Paragraph 2-E of Chapter 6, entitled "Water and Sewer Regulations" of the City Code, and stated the charge is not in accordance therewith, but that the Water Department is interpreting the law improperly.

Councilman Dellinger asked the City Manager what the cost to the City would be if the charge was made to the Laundries and to all others so billed, on the basis requested by Mr. Benoit? Mr. Yancey replied it could not possibly be estimated; that in order to do so each individual account would have to be figured on the basis of the water consumed according to the schedule set out in the Code. He stated further that the laundries are charged exactly the same as everyone else and this has been done for the past ten years. Mr. Yancey advised that he recently supplied the Council with a written report on the matter and knows nothing that he could add to it.

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Councilman Brown moved that Mr. Benoit and all others similarly effected be billed straight 25% of their water bill. The motion was seconded by Councilman Smith.

The matter was discussed at length, with the City Attorney reviewing the provisions of the City Code relative to the subject.

Councilman Baxter offered a substitute motion that action be deferred for one week and that the City Attorney give the Council a report concerning the proper interpretation of the Code on the subject. The motion was seconded by Councilman Wilkinson, and unanimously carried.

ADJOURNMENT.

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

Lillian R. Hoffman  
Lillian R. Hoffman, City Clerk