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September 7, 1927

There was a meeting of the Board of Aldermen of the Town of Chapel Hill at 7:30 P. M., Mayor Council presiding and the following Aldermen present:- Messrs G. M. Braune, P. L. Burch, M. E. Hogan, C. L. Eubanks, R. D. W. Connor and B. S. Thompson.

The minutes of the meeting on August 27th were read and approved.

The Manager brought up for consideration the delinquent tax list which he stated that in accordance with instructions received from the Board had been made up and notices had been sent to all persons still owing taxes that the same would be advertised for sale on the First of September. In view of the fact that a large number of persons still owing taxes were not in town, the Manager recommended that the advertisements of property for unpaid taxes be delayed for thirty days. Upon motion of Aldermen Braune, seconded by Aldermen Hogan, the following resolution was duly adopted:

BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE TOWN OF CHAPEL HILL:

SECTION 1. That the Manager is hereby authorized and instructed to delay the advertisement of property of delinquent taxpayers until October 1st.

Mr. L. C. Hearne, Manager of the Carolina Safety Coach Company of Raleigh, was present and desired a hearing on his request that the Board of Aldermen grant a parking space on the North side of Franklin Street between Columbia and Henderson Streets for the unloading of incoming buses. Mr. Hearne informed the Board that the Carolina Safety Coach Company was extending its services to Carrboro and in so doing it would be practically necessary to unload incoming passengers from Durham on the North side of Franklin Street and requested that a parking space be marked off directly opposite the present Bus Station which is located on the South side of Franklin Street. After a great deal of discussion and upon motion of Aldermen Connor, seconded by Aldermen Hogan the following resolution was duly adopted.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF CHAPEL HILL:

SECTION L. That the Carolina Safety Coach Company is hereby granted three (3) regular parking spaces on the North Side of Franklin Street directly the Bus Station for the unloading of incoming passengers from the East provided that the busses shall not be allowed to remain in this space for a longer time than is absolutely necessary for the unloading of incoming traffic.

Bus  
Parking

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SECTION 2. That the Mayor, Manager and the Aldermen Committee of Public Safety are hereby directed and empowered to change the location of this place so designated at their discretion. Provided that the report of such change be made to this Board of Aldermen for approval.

The Manager brought up for consideration the sidewalk on the East side of Henderson Street near Rosemary Street which has been broken by heavy hauling thereon by some of the property owners on this street. Upon motion of Alderman Eubanks, seconded by Aldermen Braune, the following resolution was duly adopted and all the Aldermen present voting in the affirmative therefor.

BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE TOWN OF CHAPEL HILL:

SECTION 1. That the property owner on Henderson Street whose sidewalk has become damaged by heavy hauling is hereby required to repair the same on or before October 1st, 1927, in accordance with the specifications and requirements of the Engineering Division of the Town of Chapel Hill and in a manner satisfactory to the Engineer.

SECTION 2. That should this order not be complied with, the Town will repair the said sidewalk and the cost of the same will be charged to the property owner, payable when the next taxes are due.

SECTION 3. A legal notice shall be given to the property owners of this ordinance.

Alderman Braune brought for discussion the question of the manner in which the curb and gutter and other improvements authorized should be carried on on North Street between Hillsboro and Boundary Streets, and after much discussion the following resolution was duly adopted. All the Aldermen present voting in the affirmative therefor:-

BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE TOWN OF CHAPEL HILL:

SECTION 1. That the Manager is instructed to carry on the authorized improvement on North Street in such a manner so as to make the traffic portion of the street 25 ft. in width.

SECTION 2. That the oak tree now standing in the center of this street near Mr. J. G. der Hamilton's house be left in the street until further orders from this Board.



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*Hillbrow St.*  
SECTION 3. That beginning at Henderson Street 150 ft. of the curb and gutter shall be left off on the South side until further action by the Improvement Committee which 150 ft. is located adjacent to property owner by Mr. M. C. S. Nobles and along which a rock wall has been built by Mr. Nobles encroaching on the street property and the Improvement Committee is hereby empowered to take such action regarding the construction of this 150 ft. as it may deem advisable.

The Manager brought for consideration a petition received from the property owners on Henderson Street from North Street to Cobb Terrace for the construction of concrete <sup>curb and</sup> gutters and sidewalks and including the necessary grading and surfacing of the said street, and stated that the Local Improvement Committee had approved this petition. Upon motion of Aldermen Connor, seconded by Alderman Burch, the following resolution was duly adopted, all the Aldermen present voting in the affirmative therefor:- the said ordinance being as follows:

Whereas it appears to the Board of Aldermen of the Town of Chapel Hill that a petition has been lodged with the Clerk of the said Board requesting that certain local improvements be made on Henderson Street from North Street to Cobb Terrace; the said improvement consisting of the construction of concrete curb and gutters, the reconstruction of all necessary storm drains, the doing of all necessary grading and the surfacing of the street;

And whereas, from the certification of the Clerk this day submitted it appears that the petition in every particular conforms to the requirements of Chapter 56 of the Public Laws of North Carolina, 1915, and the amendments thereto. "Consolidated Statutes 2703 and is signed by a majority of property owners representing a majority of all the linear feet of frontage on the said street; now, therefore,

BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE TOWN OF CHAPEL HILL:

SECTION 1. That the said petition is hereby determined to be sufficient and in full conformity with the provisions of the law above referred to.

SECTION 2. That the Manager is hereby instructed and authorized to take such steps as may be necessary to have the said improvement made in accordance with contracts and previous resolutions of this Board.

SECTION 3. That (50) percentum of the total cost of the said improvement exclusive of such costs as are incurred at street intersections shall be especially assessed against the property owners of all the abutting property on the said street proportionately, as provided by law, and that

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the assessment hereby provided for shall be payable in ten equal annual installments, being payable with the municipal taxes, beginning with the year 1928 and ending in the 1937.

SECTION 4. That assessments shall be made, as provided in Section 3, against the owner of their property, and notice shall be given when such assessment shall be made as required by law; and these notices shall be published as required by the said law and these notices shall be published as required by the said law and such publication shall constitute notices to all property owners as required by the said provision of the law above referred to.

The Manager brought up for discussion a petition received from the property owners on senlac road for the construction of curb and gutter and the surfacing of the said street and stated that the Improvement Committee had not approved this petition. There was no action taken regarding the same.

The petition from the property owners requesting that the central portion of Franklin Street from Church Street to Merritt Street was brought up for discussion having been delayed from a previous meeting of the Board of Aldermen. After much discussion and upon motion of Alderman Connor, seconded by Alderman Burch, the following resolution was duly adopted, all the Aldermen voting in the affirmative therefor:- said resolution being as follows:

Whereas, it appears to the Board of Aldermen of the Town of Chapel Hill that a petition has been lodged with the Clerk of the said Board requesting that certain local improvements be made on Franklin Street from Church to Merritt Streets; said improvements consisting of a 16 ft. pavement of approved type in connection with the construction of two (2) 18 ft. pavement by the State Highway Commission and the Town, and the said 16 ft. pavement being installed instead of the planting space as originally planned, making the pavement at this section

And whereas, from the certification of the Clerk this day submitted, it appears that the said petition in every particular conforms to the requirements of the Chapter 56 of the Public Laws of North Carolina, 1915, and amendments thereto (Consolidated Statutes 2703 etse), and is signed by a majority of the property owners representing a majority of all the linear feet of frontage on the said street; now therefore,

BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE TOWN OF CHAPEL HILL:

SECTION 1. That the said petition is hereby determined to be



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sufficient and in full conformity with the provisions of the law above referred to.

SECTION 2. That the City Manager is hereby instructed and authorized to take such steps as may be necessary to have the said improvements made in accordance with contracts and previous resolutions of this Board.

SECTION 3. That sixty-six and two-third (66 2/3%) percentum of the total cost of the said improvement, exclusive of such costs as are incurred at street intersections, shall be especially assessed against the property owners of all the abutting property on said street, proportionately, as provided by law, and that the assessment hereby provided for shall be payable in ten equal annual installments, being payable with municipal taxes, beginning with the year 1928 and ending in the year 1937.

SECTION 4. That assessments shall be made, as provided in Section 3, against the owner of their property, and notice shall be given when such assessment shall be made as required by law; and these notices shall be published as required by the said law and such publication shall constitute notices to all property owners as required by the said provision of the law above referred to.

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The following letter from Miss Ava Crawford was read to the Board.

Hillsboro, N. C.  
Aug. 17, 1927

Mr. E. M. Knox, City Manager,  
Chapel Hill, N. C.

My dear Sir:

There is a very large and badly decayed oak tree standing on what will be the sidewalk on the east side of Pritchard Avenue. It very greatly endangers my home which fronts Rosemary Street and is used by a Fraternity. Please see if the City Management will not have it taken up. In case of sleet or heavy wind, it would almost surely ruin the house.

Very respectfully,

(Miss) Ave Crawford

Upon motion of Alderman Connor, seconded by Alderman Braune, this matter was referred to the committee of Public Works for action.

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The Manager requested that an Alderman be appointed to fill the place of Mr. C. L. Wills on the Zoning Committee as his term expired in May. Upon motion of Alderman Braune, seconded by Alderman Eubanks, P. L. Birch was appointed to succeed Mr. Wills on this Committee.

Mayor Council read the following letter from Mr. W. E. Lindsay, Mount Airy, N. C.

Mount Airy, N. C.,  
August 9, 1927

Mr. Zeb P. Council, Mayor,  
Chapel Hill, N. C.

My dear Sir:

I have just had to pay a plumbing bill to R. R. Benson there for \$137.33 for taking out the sewer from the Fraternity houses next to Mrs. Pickards and replacing it with the proper kind.

He said this trouble was caused by improper material used and improper installation at the time it was originally put in and he said as this can be verified by J. W. Huskey, the boys who occupy the house and the City Manager, E. M. Knox, all of whom saw the condition existing at the time he began the job.

Now this trouble and expense is no fault of mine as I was depending on your City Inspector to see that it was done in accordance with Code regulations which was not done.

Mr. Benson says that the line 6" fall the wrong way, that the pipe was terracotta with no bells and not even cemented, so the water ran the wrong way and filled the basis and became a great nuisance to the neighborhood.

In view of this and the expense I incurred in replacing it, I am requesting that you have your Board forward me check covering this amount. I paid your Town \$167.22 for taxes last year and I think it is unreasonable and I feel that I am due some protection.

Awaiting your prompt attention, I am

Very truly yours,

W. E. Lindsay



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The Manager stated that this plumbing installation should never have been approved by the Inspector and that the Town is not liable for the negligence of its employees. The discussion of this question brought out again the quality of the service rendered by Mr. D. S. Long, Plumbing Inspector. The Manager said that he had been unable to secure services of a competent inspector, but hope to make a recommendation to the Board of Aldermen within the near future. Upon motion of Alderman Conner, seconded by Alderman Hogan, the Manager was instructed to write to Mr. W. E. Lindsay that the Town did not feel that it was liable for the expense incurred by him for the replacing of his sewer connection to his property on McCauley Street.

The Manager stated that he had received recommendations from the Southeastern Underwriters Association for a better insurance rating for the property in Chapel Hill and that these recommendations provided for several new water lines and the employment by the Town of a full time operator at the Fire Station. The Manager stated further that he had taken up with Mr. T. C. Woollen, Business Manager of the University Consolidated Service Plant, the installation of the required water main and that he would report to the Board at a later date regarding Mr. Woollen's decision in this matter.

There being no further business the Board of Aldermen of the Town of Chapel Hill adjourned at 11 P. M.

Zep. B. Council, Mayor

*John H. Nick*

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*John Phelan* Clerk