August 30, 1929.

There was a called meeting of the Board of Aldermen of the Town of Chapel Hill, 8 P. M., with Mayor Council presiding, and with the following Aldermen present: Messrs. Braune, Burch, Thompson, Eubanks and Hogan. Mr. Sawyer, the Town Attorney,was also present.

The following visitors were present; Messrs. Ralph Moore, John McCauley, M. W. Durham, E. C. Smith, R. B. House, Carl Durham, Louis Graves, Clarence Pickard and D. D. Carroll.

The Manager read the following notice sent out by the Mayor, explaining the purpose of the meeting:

"At the request of Messrs. John McCauley, W. B. Neal, Allen Koonce, Carrington Smith, James Foister and M. W. Durham, I am calling a special meeting of the Board of Aldermen of the Town of Chapel Hill, to be held at the Town Hall on Friday Night, August 30th, 1929, at 8:00 P.M. for the purpose of considering an appeal from the decision of the Board of Adjustments of the Zoning Ordinance in regard to the placing of banners across Franklin Street.

(Signed) Zeb. P. Council, Mayor."

The Manager read a portion of the minutes of the meeting of the Board of Adjustments, held on Tuesday, August 27, 1929, at which time"Carrington Smith, manager of the Carolina Theater, presented orally a petition that the Board grant him permission for the stretching of two banners across Franklin Street, each bearing the words, "Celebrating Chapel Hill's Modern Week," also, an additional line announcing the Vitaphone,- these signs to be on display during the first week in September." The Board of Adjustments refused Mr. Smith's request.

Dr. Carroll, Chairman of the Board of Asjustments, stated that the Board had urged that the interested parties present a petition at the time of the hearing before the Board, stating their wishes. However, that the Board had only verbal statements from only one representative who appeared before the Board, saying he represented the merchants. Dr, Carroll stated that the Board of Adjustments gave the matter very thoughtful consideration, considering first,the banner which advertised a particular business; second, the banner which advertises something of particular interest and at the same time advertises a particular business. It happened that Mr. Smith's request for a banner was of that type,- a banner advertising generally, but was specifically an invita-

and of no effect.

tation to attend the Carolina Theater. The third type of banner considered was one which does something for the Town without any particular reference to any particular business.

Dr. Carroll made it clear that the Board of Adjustments was not ruling in this particular instance, but was trying to interpret the Zoning Ordinance and trying to preserve and protect the beauty of the town.

M. W. Durham said that he was in favor of allowing the use of banners across the street.

R. B. House stated that he was against banners in general, as he thought they were dangerous and a menace to the safety of the public.

Dr. Carroll pointed out that the petition presented to the Board of Aldermen by Mr. Smith did not ask that the word "Vitaphone" be included on the banner.

After much discussion and upon the motion of Alderman Braune, seconded by Alderman Eubanks, it was agreed that the Board of Aldermen refer the matter back to the Board of Adjustments for reconsideration and final decision. All members of the Board of Aldermen voted in the affirmative therefor.

The City Manager announced the resignation of Miss Ruby Ross, as Town Clerk, effective as of September 1st, and the appointment of Miss Josephine A. Osborne in her place, subject to the confirmation by the Board of Aldermen. On motion, Miss Josephine A. Osborne was appointed Clerk of the Recorder's Court, in addition to her other duties.

There being no further business, the Meeting of the Board of Aldermen adjourned at 9:45 P.M.

ZEB P. COUNCIL, Mayor.

J. A. Osborne Clerk, (Acting)

8-30-29

and of no effect.