

Minutes of the Meeting of the Board of Aldermen, Town of Chapel Hill, May 9th, 1932.

Book 6, Page 144.

There was a called meeting of the Board of Aldermen, of the Town of Chapel Hill held at the Town Hall, May 9th, at 8:00 P. M. with Mayor Council presiding and the following Aldermen present, - Messrs. Hogan, Burch, Trimble, Eubanks and Thompson.. Attorney Sawyer and Auditor Rogerson were also present, and the following visitors: Mr. Graves, Mr. Phipps, Mr. Randolph and Cannon.

The Manager presented a list of all property owners who had failed to pay their 1931 taxes, sewer rent, and street assessment. There was much discussion as to whether the sale should be held at this time, or postponed until a later date. Attorney Sawyer stated that the law clearly specified that the property should be advertised for the four consecutive weeks preceeding the second Monday in June, and that it be sold on the second Monday in June. He stated that sale could be held at a future date, and that it would be possible for the Legislature to make the action valid. He advised that the sale be held according to law.

All the aldermen present expressed a desire to postpone the sale, but did not feel that they could disregard the law.

Upon motion of Alderman Hogan, seconded by Alderman Burch, it was moved that the Tax Collector be authorized to advertise the property of delinquent tax payers for 1931, Town and School taxes, Sewer Rent, and Street Assessment, including taxes due the Chapel Hill Greater School District, the advertising to begin May 20th, and the sale to be held on June 13th, all the aldermen present voting in the affirmative therefor.

- - - - -

Upon motion by Alderman Burch, seconded by Alderman Eubanks, it was moved that the contract for printing the delinquent tax notices be awarded to the Chapel Hill Weekly, at 30¢ per column inch, and ~~the~~ a copy of the advertisement to be mailed to every delinquent tax payer, all the aldermen present voting in the affirmative therefor.

- - - - -

Mr. Jim Phipps, attorney for the Merchants' Association, appeared before the Board and requested that an additional ordinance be passed in regard to the sale of Bankrupt Stock. There was much discussion, and upon motion of Alderman Eubanks, seconded by Alderman Thompson, it was moved that the following Ordinance be adopted, all the aldermen present voting in the affirmative therefor:-

Minutes of the Meeting of the Board of Aldermen, Town of Chapel Hill, May 9, 1932.

Book 6, Page 146.

*Note: P. 145  
and P. 146  
also appear  
between P. 361  
& P. 362 in  
this book*

for a term of Sixty Days after the close of such sale of business, provided, however, that a minimum Bond of \$1,000.00 shall be required in all such cases.

Provided that this Ordinance shall not apply to any Judicial Sales, or Sales by Executors and Administrators, Receivers, or Trustees in any insolvent or bankrupt estate, or sales by Mortgagees, or Pledgees duly authorized by the terms of any bona fide mortgages or pledges.

Section 2. That no sales herein provided shall be held on other than successive days, Sundays and Legal Holidays excepted, and shall continue for not more than Thirty Days within the period of any one fiscal year, and no sales of goods, wares or merchandise shall be held between the hours of Six in the evening and Eight the following morning.

Section 3. That it shall be unlawful for any person conducting an auction, or other sale within the Town of Chapel Hill, or any goods, wares, or merchandise, to falsely advertise or represent the same to be a certain bankrupt or fire stock, unless every part and parcel of the same shall be such bankrupt or fire stock, or to otherwise falsely advertise the said merchandise.

Section 4. Any person, firm, or corporation, violating any of the provisions of this Ordinance shall be guilty of a misdemeanor, and upon conviction shall be fined a minimum of Five Hundred Dollars. (\$500.00), and each day shall constitute a separate offense.

Section 5. That any persons, firms, or corporations licensed hereunder, shall upon being convicted of the violation of any part of this ordinance, forfeit the license to conduct the said business.

Section 6. That this Ordinance, being in the interest of public safety, shall take effect from the date of its passage.

RATIFIED this the NINTH DAY OF MAY, 1932.

ZEB P. COUNCIL, MAYOR

By

CLERK.



Minutes of the Meeting of the Board of Aldermen, Town of Chapel Hill, May 9th, 1932.

Book 6, Page 145.

An Ordinance relative to the Sale at Public Auction or Otherwise, of any Jewelry, Novelties, Bankrupt or Fire Stock, or any other Merchandise by any ~~person~~ Other Than Persons regularly engaged in the Mercantile Business in the Town of Chapel Hill, N. C.

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

Section 1, That it shall be unlawful for any person, firm, or corporation, who is not engaged in a permanent business within the corporate limits of the Town of Chapel Hill for a continuous period of at least twelve months next preceeding, to sell, dispose of, or offer for sale at retail within the said Town of Chapel Hill, or cause or permit to be sold, disposed of, or offered for sale at retail in the Town of Chapel Hill, at public auction or otherwise, any bankrupt or fire stock or any other goods, or wares, or merchandise, whether the sale shall be their own property, or whether they sell or offer the same as agents or employees of another, until such person, firm, or corporation, by applying to the Board of Aldermen of the Town of Chapel Hill shall have complied with each of the following regulations and conditions:-

- A. Procure a license from the Board of Aldermen or the City Manager, by paying the regular license fee prescribed for the conduct of the business in which said person, firm, or corporation proposes to engage
- B. File with the City Manager a complete inventory of all such goods, wares, or merchandise to be offered at such sale, which inventory shall be verified under oath, and in case of a bankrupt or fire sale, no goods shall be offered for sale other than that included in the said bankrupt or fire stock and in the said inventory.
- C. File with the said City Manager a good and sufficient Surety Bond in the penal sum of one-half the value of such inventory for the purpose of guaranteeing compliance with the terms of this Ordinance and the faithful performance of any contract made with the landlord or with any customers and purchasers at said sale, which said bond shall remain in full force and effect for the purpose herein provided