MINUTES OF THE REGULAR MONTHLY MEETING OF THE BOARD OF ALDERMEN HELD IN THE TOWN HALL APRIL 8, 1942.

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The Board of Aldermen held its regular monthly meeting in the Town Hall on April 8, 1942, with Mayor Foushee presiding and the following Aldermen present: Messrs. G.O. Davis, R.J.M. Hobbs, R.W. Madry, F.O. Bowman, P.L. Burch, and R.B. Fitch. Also present were J.L. Caldwell, C.P. Hinshaw and A.E. Peacock.

Subject: Appointment of New Members to Recreation Commission.

Upon motion of Alderman Burch and seconded by Alderman Fitch the Board passed a motion appointing Alderman G.O. Davis as a member of the Town Recreation Commission to succeed Alderman R.J.M. Hobbs.

Subject: Report of Housing Committee.

Alderman Davis and Alderman Madry reported that they had been able to find some vacant housing facilities and had turned the list over to the proper authorities. In this connection Alderman Burch stated that a tabulation of available housing facilities had been made and there still is an apparent acute shortage of suitable houses. Mayor Foushee also presented a letter from Mr. Roland Parker withdrawing the University's request for suspension of certain portions of the Zoning Ordinance.

Subject: Blackout Ordinance.

Mr. Wettach appeared before the Board and presented a proposed ordinance providing for blackout and air-raid protection. Upon motion of Alderman Bowman and seconded by Alderman Burch the Board voted to adopt the ordinance attached herewith.

Subject: Ordinance regulating Hours of Sale for Beer and Wine.

Upon motion of Alderman Davis and seconded by Alderman Fitch the Board voted to adopt the following ordinance:

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

Section 1. That on and after the tenth day of April, 1942, it shall be unlawful for any person, firm, or corporation, to sell or serve beer and wine between the hour of midnight and six o'clock A.M. each morning.

Section 2. That any person, firm, or corporation violating the terms of this ordinance shall forfeit and pay a penalty of ten dollars.

Section 3. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

Ratified this the eighth day of April, 1942.

Section 8. No Conflict with State or Federal Statutes, etc. Neither this ordinance nor any rule or regulation promulgated thereunder shall be construed so as to conflict with any state or Federal statute or with any military or Naval order, rule or regulation.

Section 9. Penalty for Violation. Any person, firm or corporation violating any of the provisions of this ordinance or any order, rule or regulation made and promulgated pursuant thereto shall be deemed guilty of a misdemeanor and upon conviction thereof shall forfeit and pay a penalty of fifty dollars ($50.00).

Section 10. Effective Date. This ordinance shall be in full force and effect from and after its passage.

Adopted by the Board of Aldermen of the Town of Chapel Hill in regular session held April 8, 1942.

so as to simulate a Blackout or Air-Raid Warning Signal, or a signal for the termination of a Blackout or Air-Raid.

Section 5. Rules and Regulations. The Mayor of Chapel Hill is hereby authorized, empowered and directed, whenever it becomes necessary to the defense, protection or preservation of the safety and security of the town of Chapel Hill and its inhabitants, to proclaim and publish rules and regulations appropriate to those ends, which shall have the full force and effect of law.

All general orders, rules and regulations issued by the Mayor of Chapel Hill under the provisions of this ordinance shall be in writing and shall be available for public inspection at the Town Hall.

Section 6. No Municipal or Private Liability. This ordinance is an exercise by the Town of Chapel Hill of its governmental functions for the protection of the public peace, health and safety during the present emergency and neither the Town of Chapel Hill, the agents and representatives of said Town, nor any individual in good faith carrying out, complying with or attempting to comply with the provisions of this ordinance or any rules or regulations promulgated thereunder shall be liable for any damage sustained to person or property as a result of such activity.

Section 7. Lights during Blackout declared Public Nuisance. Any light displayed contrary to the provisions of this ordinance shall constitute a public nuisance and when deemed necessary in order to protect life or property during a Blackout or Air-Raid the police are authorized and directed to enter any premises within the Town of Chapel Hill, using reasonable force, and extinguish lights or take other necessary action to make effective the provisions of this ordinance.

Section 3. Vehicular Traffic. Pedestrians. In the event of an Air-Raid Warning:

(a) The drivers of all automobiles and other free wheel vehicles:

(1) Shall immediately pull over to the curb or roadside, turn off the engines or motors and leave such vehicles standing until the All-Clear Signal is given; provided that emergency vehicles readily identifiable as such, such as fire engines, ambulances, and governmental or public utility operated trucks, or police cars, physicians' automobiles and other vehicles carrying insignia approved and issued by the Chapel Hill Committee on Civilian Defense shall not be required to stop when engaged in emergency operations.

(2) Shall, if the Air-Raid Warning is given between sunset and sunrise, immediately, after pulling over to the curb or roadside, turn off all lights and keep them turned off until the All-Clear Signal is given; provided that the emergency vehicles as herein-before defined shall not be required to turn off their lights if they are dimmed, hooded or masked in a manner approved by the Chapel Hill Committee on Civilian Defense.

(3) Shall not park in front of any fire exit, fire plug, fire engine house, First Aid Station, street intersection, public way or private entrance.

(4) Shall not block the center of any street, or impede the free flow of traffic engaged in emergency operations.

(b) Whenever an Air-Raid Warning shall be given, all persons except duly authorized persons shall immediately leave all streets, parks and open places and shall proceed to the nearest cover, avoiding the crossing of streets and other public ways as much as possible.

Section 4. Wrongful Use of Insignia, etc. No person shall wear, display or use for any purpose any arm band, badge, emblem, uniform, insignia or other identification or credential issued, approved or authorized by the Chapel Hill Committee on Civilian Defense, unless he shall be entitled to wear, display or use the same. It shall be unlawful for any unauthorized person to operate a siren or other device

all buildings of every kind and description and shall include light from open fires in grates, fireplaces or stoves. The occupant of any portion of a building shall be responsible for the observance of this rule as to such portion thereof as he may occupy. If one occupies an entire building he shall be responsible for the observance of this rule as to the whole of such building. In the case of hotels, office buildings, apartment houses, rooming houses or boarding houses, or in case of vacant buildings, the owner, the lessee, or the person or persons in charge thereof shall be responsible for the observance of this rule.

(b) No door, window or other exit shall be opened if the opening of the same will allow light to be visible from the outside.

(c) All lights of any illuminated sign, billboard or other similar structure shall be immediately put out and kept out until the All-Clear Signal is given.

(d) All street, traffic and beacon lights (except those which are dimmed or hooded in a manner approved by the Chapel Hill Committee on Civilian Defense) shall be immediately put out and kept out until the All-Clear Signal is given; such extinguishment to be made in accordance with plans adopted by said Committee.

(e) During the period in which this ordinance is in effect it shall be unlawful for any person to leave any house, hotel room, apartment or other living quarters unoccupied unless all lights are completely extinguished or covered and obscured so as to be invisible from the outside.

(f) It shall be unlawful for any person to strike a match or to smoke or to expose any light whatsoever while on a street or sidewalk, yard or other open space, except that authorized persons engaged in emergency work may use lights of such character and with such screens or hoods as may be approved by the Chapel Hill Committee on Civilian Defense.

AN ORDINANCE PROVIDING FOR BLACKOUT AND AIR-RAID PROTECTION

An ordinance providing for Blackout and Air-Raid protection; authorizing the mayor to make certain rules and regulations, prescribing penalties for violation thereof; and declaring an emergency.

WHEREAS a State of War exists between the United States of America and Germany, Japan, Italy and their allies, and the defense of the United States of America is in the hands of the Army and Navy; and WHEREAS Blackouts and other precautions are essential to the preservation of life and property in this community, and it is imperative that the Town of Chapel Hill aid the Army and Navy by all cooperation and assistance, and also take all precautions which may be necessary for the protection, safety and welfare of lives and property in this community, now, therefore

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

Section 1. Definitions. An Air-Raid or Blackout Warning signal shall consist of a series of short blasts blown by sirens, whistles or other noise-making devices, continuing for approximately two minutes. The All-Clear Signal shall consist of one long blast, continuing for approximately two minutes.

Section 2. All Lights Out. Whenever an Air-Raid or Blackout Warning is given between sunset and sunrise:

(a) All lights outside or visible from the outside of any building, either through doors, windows, skylights, or otherwise, shall be immediately put out and kept out until the All-Clear Signal is given. Lights inside any building may be kept on or turned on only where through the use of shades, curtains, blankets, screens, paint, paper, cardboard or otherwise, no lighting is visible from the outside. This rule shall apply to

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Subject: Auditor's Report

Mr. Peacock reported that all vouchers for the month of March were properly supported by invoices and his gas report showed an overage brought from prior months. Mr. Peacock also reported that he had discovered a cerificate of deposit for $100.00 dated in 1925 in his cemetery audit and suggested that the Board take some action on the matter. The Board authorized the Town Attorney to take the necessary steps to obtain this sum plus interest and to transfer same to the Cemetery Funds.

Subject: Report of Finance Committee

Alderman Hobbs presented the report of the Finance Committee which showed the budget to be 6.2% underspent to date. He reported that collection of personal property taxes had been very satisfactory to date and that garnishees and levies had been turned over to the proper persons for collection.

Subject: Police Department Report

The clerk read the monthly report of police activities. Chief Sloan appeared before the Board and made a few general remarks about the work of his department. There was some discussion about the alleged lack of cooperation between the local Police Department and the State Highway Patrol and it was suggested that the Mayor contact Captain Farmer of the Patrol to ascertain the true facts relating to the matter.

Subject: Movie Guild

Mr. E. Carrington Smith appeared before the Board and requested that the local theatres be relieved of the responsibility of contributing a percentage of the receipts of Sunday shows to charity. Mr. Smith cited greatly increased operating expenses as the prime factor motivating his re uest. Upon the motion of Alderman Madry and seconded by Alderman Davis, the Board voted to amend the ordinance relating to Sunday shows in such manner as to allow the continued operation of Sunday shows without their contributing a fixed percentage to charity after the amount now due the Town and School for this fiscal year, as well as all other bills which have already been incurred, have been paid.

Subject: Sidewalk of Mr. C.T. Bolick

Alderman Fitch presented a request from Mr. C.T. Bolick that the Town lower the sidewalk in front of his home to the level of

the curb. The matter was referred to the Street Committee with the suggestion that they take appropriate action.

Subject: Negro Community Center

Alderman Hobbs presented a suggestion from Mr. D.D. Carroll that a committee of responsible negroes be appointed to aid in the administration of the new Negro Community Center. The matter was referred to the Recreation Commission with the suggestion that all matters relating to the supervision of the building be handled by the Recreation Commission in the future.

Subject: Repair of Ford Truck

Mr. Caldwell called the Board's attention to the fact that the Ford truck of the Town was having extensive repairs and would probably cause an over-expenditure of the motor transfer repairs and replacements account. Upon the motion of Alderman Hobbs and seconded by Alderman Davis, the Board passed a motion to charge from the Contingency Fund to the motor transfer repairs and replacement account the sum of $200.00.

There being no further business, the meeting adjourned.

H. L. Byrd
Town Clerk