

MINUTES OF REGULAR MEETING
BOARD OF ALDERMEN TOWN OF CHAPEL HILL
APRIL 10, 1946

BOOK 7

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Mayor Madry presided over the meeting and all members were present. The minutes of the preceding meetings were read and approved after correcting the ordinance of non-parking for Robinson Street to read east and west side of said street instead of north and south side; and adding to the minutes of March 13th the matter of The Darlington Oaks being planted at the Cemetery. Mr. Hobbs stated that the Oaks had now been planted.

In the report of the Health Department, Dr. Garvin stated that he had secured a sanitarian who would probably report for work about April 15th. He stated that he had been highly recommended and that he would make a good man for Chapel Hill. In connection with the clean-up campaign Dr. Garvin said that the colored citizens around Windy Hill, Knoll Development, Sunset Drive and South West Lane were conducting a campaign and would like for the town trucks to pick up the garbage. He asked if it would be possible to furnish a truck at least once a month to help the people in this section just outside the town limits. The members of the Board were of the opinion that this could not be done unless the people wanted to pay for the service just as the other citizens paid. After discussion, Alderman Hobbs made a motion that in order to further the program of the clean-up campaign for Chapel Hill, the town furnish a truck for one day in that section. Seconded by Alderman Bowman and unanimously passed. The Town Manager requested that she be given advance notice of three days before the day the truck would be wanted.

Alderman Bowman reported that he had been asked by the Merchants Association to request the Town to take steps to keep Franklin Street cleaner. The Board discussed ways and means of doing this and the possibility of keeping a man on the street at all times was mentioned. Mr. Hinson stated that he was still unable to secure the trash cans for Franklin Street.

A report of the Health Committee on the old gravel pit was submitted to the Board and Alderman Lanier stated that there was a possibility that the pit could be sold. After some discussion, upon Motion of Alderman Burch, seconded by Alderman Strowd, all members voting in the affirmative, the following resolution was passed and adopted:

Alderman Lanier stated that he would have a detailed report to present to the Board at the next meeting on the health and sanitary conditions of Franklin Street as well as other parts of town.

Members of the School Board, Dr. Coker, Mr. Gobbel, Mr. Emery and Mr. Davis, Superintendent, were present to report that the terms of Mrs. Wettach and Dr. Knight expired with this term and asked that the Board make appointments to fill these places. All members expressed the desire to have Mrs. Wettach and Dr. Knight reelected and stated that they knew of no reason why they would refuse to serve again. Upon motion of Alderman Strowd, seconded by Alderman Fitch, all members voting in the affirmative, Mrs. Wettach and Dr. Knight were reelected to the School Board for a term of six years.

The Town Manager read an application from Mr. Best of City Cab Company requesting that he be granted a license to operate a third cab in his fleet. Upon motion of Alderman Fitch, seconded by Alderman Burch, all members voting in the affirmative, the application was unanimously approved.

The application of Mr. Marikakis for a beer and wine license was again presented to the Board and after some discussion Alderman Lanier made the following motion: In view of a letter dated March 21, 1946 from the Attorney General and in view of a letter from Clerk Superior Court of Durham County dated May 31, 1945, concerning the court record of Mr. Marikakis, his request for a beer and wine license from the Town of Chapel Hill cannot be granted. Seconded by Alderman Strowd and unanimously passed.

Mr. Hinson reported that the tests of sidewalk material which were made by the American Bitumuls Company revealed that the sand from Mason Farm was more suitable than the sand taken from Merritts. The report showed an estimate of four gallons per square would be needed if sand from Mason Farm was used. It was decided that a test block should be laid before any definite action was taken.

Alderman Burch reported that several citizens of the Gimghoul section wanted to pave sidewalks and wanted to know what steps they should take. Mr. Hinson was asked to make a report and recommendations at the next meeting.

The matter of constructing a sewer line in the new development of Nobel Heights was again discussed and upon motion of Alderman Bowman, seconded by Alderman Fitch, all members voting in the affirmative, the Town Manager was authorized to advertise for bids and to transfer funds from other objects to the sewer account any amount that may be appropriate and needed.

The ordinance prohibiting parking in front of the Medical Building was again brought before the Board and Alderman Hobbs made a motion that it be adopted. Seconded by Alderman Bowman. Those voting in the affirmative were Aldermen Hobbs, Burch and Bowman. Opposed: Fitch, Lanier and Strowd. Mayor Madry voted for the ordinance and it was duly adopted.

Several members of the Board reported that there had been a great deal of criticism of the telephone boxes and bus stop signs placed over town. The chief complaint of the boxes was the fact that there were too prominent and the advertising was especially objectionable. Also, it was the opinion of various citizens that a more suitable and less prominent bus stop sign could be used. The matter was deferred until the next meeting.

The meeting adjourned with the calling of a special meeting for Thursday, April 18th.

Mae Wilkie

Clerk

Chapel Hill, N. C.

April 10, 1946.

To The Board of Aldermen,
Town of Chapel Hill:

April 16, 1946

Dear Sirs:

Mr. Efthimios Mariakakis, hereby make application
Chapel Hill,
for 11 North Carolina beer and wine at retail in Chapel Hill, and
in sup Dear Sir: the following:

Your application was presented to the
Board of Aldermen at their regular meeting held
April 10; and in view of your court record and 117 East
a ruling of the Attorney General, the Board
ruled that it did not have authority to issue
you license for the purpose of selling beer and
wine.

4. Applicant is a citizen and resident of North
Carolina, over 21 years of age; that he has never been convicted
of a felony; that he has been convicted of a violation of a
statute of North Carolina, statute to be a disorderly
manner; that he has not been convicted of any violation of State
or Federal prohibition laws within the past two years.

Very truly yours,
(Miss) Mae Wilkie
Town Clerk

W/

ly

Chapel Hill, N. C.

April 10, 1946.

To The Board of Aldermen,
Town of Chapel Hill:

Dear Sirs:

I, Efthimios Mariakakis, hereby make application for license to sell beer and wine at retail in Chapel Hill, and in support show the following:

1. Applicant-Efthimios Mariakakis, length of residence in North Carolina-five and one-half years.

2. Premises for which license desired-117 East Franklin Street.

3. Owner of premises- J. T. Durham.

4. Applicant is a citizen and resident of North Carolina, over 21 years of age; that he has never been convicted of a felony; that he has been convicted of a violation of a statute of North Carolina declared by the statute to be a misdemeanor; that he has not been convicted of any violation of State or Federal prohibition laws within the past two years.

Efthimios Mariakakis
Applicant.

ly

Subscribed and sworn to before me
this April 10, 1946.

Edw. H. Robertson
Notary Public

My com. exp 9-12-46



STATE OF NORTH CAROLINA
DEPARTMENT OF JUSTICE
RALEIGH

HARRY McMULLAN,
ATTORNEY GENERAL

HUGHES J. RHODES
RALPH MOODY
FRANK P. SPRUILL, JR.
J. E. TUCKER
ASSISTANT ATTORNEYS GENERAL
C. M. TROTT

21 March 1946 April 8, 1946

Mr. Efthimios Mariakakis
Chapel Hill,
North Carolina

SUBJECT: Beer and Wine;
License may not be issued to person
convicted of crime involving moral
turpitude.

Honorable J. H. Hinson,
Town Manager,
Chapel Hill, North Carolina

With reference to your letter of March 12,
requesting the Board of Aldermen to grant you a Beer
and Wine License, I beg to advise you that it will be
necessary for you to file an application, under oath,
I acknowledge forthwith Chapter 18, Section 75 of the General
Statutes of May, 1945, the owner of a business in your
town was convicted of a felony and has now made application to
the Board of Aldermen. Upon receipt of this application, the Board
You and the Board will then proceed accordingly. such license
to the applicant.

Very truly yours,
As a condition precedent to obtaining a beer or wine license
the applicant is required by Section 18-75 of the General Statutes
to file an application showing, among other things, that he has
never been convicted of a felony or other crime involving moral
turpitude. This Section further provides:

(Miss) Mae Wilkie
Town Clerk

"If it appears from the statement of the applicant
or otherwise that he has at any time been convicted
of a felony or other crime involving moral turpitude,
..... such license shall not be granted."

There does not seem to be any limitation upon the time which
must expire before the applicant is entitled to obtain a beer
or wine license if he has been convicted of a felony or other
crime involving moral turpitude. I am of the opinion that
your case the governing body of your municipality may not grant
a beer or wine license to the applicant.

Yours very truly,

HARRY McMULLAN
Attorney General

Hughes J. Rhodes
Assistant Attorney General

Chapel Hill, N. C.
April 10th, 1946.

To the Hon, Mayor,
Members of the Town Board
and City Manager,

Dear Sirs:

By your permission I have operated Two Taxi Cabs here in Chapel Hill for the past several months, I now find that due to the demand for service I am unable to adequately serve my customers with only Two Cabs, and ask your permission to place in operation a Third Cab in order that I may be able to better serve you and other citizens of our Town.

Your immediate and favorable action will be greatly appreciated.

Very truly yours, for better service,

Thurman E. Best

Thurman E. Best.

Chapel Hill, N. C.
April 10, 1946

April 10, 1946

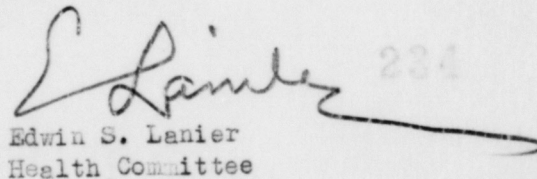
To the Mayor and the Board of Aldermen
Chapel Hill, North Carolina

Board of Aldermen
Chapel Hill
North Carolina

In case you would be interested in disposing of the "Gravel Pit and Barn
Lot," I submit the following tentative offer to purchase the gravel pit and
Dear Sirs:

1. I, Dr. Carvin, Mr. Giles Horney, and Mr. P. L. Birch have very carefully and thoroughly, we think, examined the town lot and gravel pit on the north side of Henderson Street.
2. It is a definite mosquito breeding spot and an inviting dangerous place for children. As an employee of your Health Committee, it appears to me that the most feasible thing to do at present would be to drain off the water standing in the gravel pit by digging a ditch about fifty feet long and six or eight feet wide. The lower end of the ditch would have to be about eight feet deep and the upper end, into the gravel pit, should be about four feet deep. This ditch, I believe, would almost completely empty the pit of water and keep it emptied. Mr. Birch, Mr. Horney, and Dr. Carvin, as I understood them, agree that this is the best way to handle the matter. They estimate that such a ditch would cost the town from \$250 to \$300.
3. I recommend, therefore, for your consideration, that such a drain ditch be excavated under the direction of the City Manager just as soon as possible.

Respectfully,


Edwin S. Lanier
Health Committee

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April 10, 1946

To the Mayor and the Board of Aldermen
Chapel Hill, North Carolina

My dear Sirs:

In case you would be interested in disposing of the "Gravel Pit and Barn Lot," I submit the following tentative offer to purchase the gravel pit and barn lot:

1. I believe that I would be willing to offer \$1,000.
2. To undertake the responsibility for draining the gravel pit to the satisfaction of the Chapel Hill Health Officer, and to clear the place of vines, bushes, etc., so that it will not be a health hazard and a dangerous, attractive nuisance to children; also, to keep the place so drained and cleared.
3. I think that I would, also, be willing to let the town reserve the right of use of the barn for a term of one year or two years. At the end of which time, the barn would be moved off completely by the town if it elected to move it; thereafter the town's right of use and right of entry would, of course, cease.

Respectfully yours,

Giles F. Horney
Giles F. Horney

GPH:b

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