

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

BOOK 7

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Mayor Madry presided over the meeting and the following members were present: Aldermen Burch, Hobbs, Lanier, Strowd and Fitch. Others present included Mr. E. C. Smith, Mr. E. B. Patterson, Mr. Louis Graves, and Mr. L. J. Phipps.

The minutes of the preceding meeting were read and approved and the minutes of a meeting of the zoning committee held on July 8th were also read and approved. The Zoning Committee recommended that the petitions of the American Legion for a change in the zoning of Rosemary Street and Mr. Archie Daniel for permission to construct a garage apartment on the rear of property belonging to Miss Ruth Shepherd, be denied.

Mr. E. C. Smith, President of the Chapel Hill-Carrboro Merchants Association presented a letter to the Board, stating that the members of the Merchants Association had voted unanimously to request the rezoning of East Rosemary Street from Columbia Street to Henderson Street to a business district. Mr. Smith stated that the merchants seemed to want to build business up in this area rather than towards Carrboro,

Mr. Phipps, representing the American Legion, stated that they felt the North Side of Rosemary Street should be rezoned since the South side of the street was already in business zone. He stated that the Legion Post wanted to build on the lot they recently purchased, and would like to be able to have a business on the property. Mr. Patterson, Mr. Creel and several other members of the Legion post were present and requested that the street be rezoned.

Mr. Graves stated that the reason he voted against granting the petition at the meeting of the zoning committee, was because of the fact that several persons living in the vicinity of the Legion Hut objected so strenuously due to the past conduct at the Hut during the time they were selling beer.

After much discussion, it was the unanimous opinion of the Board that a Public Hearing should be held before the Zoning Committee and the Board of Aldermen, with all interested parties present. This meeting was scheduled for Monday, July 22 at 8:00 P. M. The Town Manager was requested to have the proper notice published as required by law.

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A request for improvement of the streets and of the collection of garbage in the Negro section of town was presented by Mrs. Lucille Morrow. Mr. Hinson stated that the streets would be worked and if the garbage was placed in containers the trucks would pick it up. Mrs. Morrow stated that she would request the people to obtain the proper containers.

Another request for improved garbage collection was submitted by Robert Dunnigan who stated that the garbage from the Franklin Street stores

was creating a very bad situation for the persons living in rooms above the stores. Mr. Hinson stated that the garbage was collected each day, but he would check and see what could be done.

Mr. C. M. Crawford came before the board to request that something be done about the water washing on his property. He stated that the drains on North Street were not sufficient to take care of the water, and a ditch which had been dug by Mr. Bush was causing water to run across his lot. Also, a garage on Mr. Bush's property had been built so close to the property line that the water from the roof ran on his lot. There was some discussion as to whether Mr. Bush had violated an ordinance by building the garage so close to the property line, and upon motion of Alderman Lanier, seconded by Alderman Fitch, it was unanimously decided that the Town Attorney, Town Manager and Building Inspector should investigate this and take any steps that were necessary.

Alderman Hobbs made a motion to have the street drains repaired so that the water could be properly drained. Seconded by Alderman Burch and unanimously passed.

Mr. C. B. McGaughey, of Phi Delta Theta Fraternity presented a letter to the Board requesting that a street leading to the fraternity be paved in accordance with plans that were made several years ago. He explained that the original drive leading to the house was closed by the town and a new drive opened which had never been properly worked and graded. There was discussion as to the responsibility of the University in this and it was decided that the Street Committee should confer with Mr. Williams of the University.

Mr. Victor Bryant and Oscar Barker appeared before the Board in behalf of Herman Lucas of Durham to request that he be granted three permits for operating taxicabs in Chapel Hill. Mr. Bryant stated that the applicant had a good reputation in Durham and he would send several letters from prominent Durham businessmen with regard to his character. They were advised that the application would be considered at the next meeting.

Upon motion of Alderman Burch, seconded by Alderman Strowd, the following ordinance was adopted.

BE IT ORDAINED by the Board of Aldermen of the Town of Chapel Hill:

Section 1. That no person shall wilfully fail or refuse to comply with any lawful order or direction of a police officer when in the performance of his duties on any street or public place in the Town of Chapel Hill.

Section 2. Any person violating this ordinance shall forfeit and pay a penalty of Five Dollars (\$5.00).

This 10 day of July, 1946.

Mae Wickie

Mr. Hinshaw stated that Mrs. Lawson had requested permission to shoot opossum on her property. Since this would be in violation of a Town Ordinance the request was denied.

Due to the fact that he had moved his residence to Chatham County, Alderman Strowd submitted his resignation to the Board to become effective July 15th. Under the circumstances, the board felt that they must accept the resignation; and upon motion of Alderman Hobbs, seconded by Alderman Burch, all members present voting in the affirmative, the Board accepted Alderman Strowd's resignation with regret and thanked him for his valuable service to the Board. Action for appointing a successor was deferred until the next meeting. Alderman Burch submitted the names of W. T. Huntley and L. V. Huggins for consideration.

Alderman Lanier Stated that several persons had critized the fining of a taxicab driver \$50.00 for speeding and fining others less amounts. It was brought out that the taxicab ordinance was in accordance with State Law which says a person may be fined a sum from \$1.00 up to \$50.00. The Town attorney was requested to get an opinion from the Attorney General on this matter.

Alderman Lanier stated that shrubbery hanging over the walk on West Franklin Street beyond the school building created a very bad situation for persons walking along the sidewalk. Mr. Hinson was instructed to have the part hanging over the walk cut off.

Mayor Madry reported that the State Planning Board would begin its survey of Chapel Hill before the end of summer.

Mr. Hinson reported that the tractor had been sold for \$50.00.

With reference to the recommendation of the Zoning Committee to deny the application of Mr. Archie Dahiels to construct a garage apartment, Alderman Lanier made a motion to approve the decision of the Committee. Seconded by Alderman Hobbs and unanimously passed.

There being no further business the meeting adjourned.

Max Wickie
Clerk

TOWN OF CHAPEL HILL



CHAPEL HILL, N.C.

NORTH CAROLINA
ORANGE COUNTY
TOWN OF CHAPEL HILL

O A T H

I, Mae Wilkie, do solemnly swear that I will support both the Constitution of the United States and of the State of North Carolina, and that I will perform the duties of Town Clerk of the Town of Chapel Hill to the best of my ability, so help me God.

Mae Wilkie

Mae Wilkie
Town Clerk

Subscribed and sworn to before me this 13th day of
August, 1946

Paul H. Robertson
Justice of the Peace