

PUBLIC HEARING
MARCH 4, 1947

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PRESENT: Mayor Madry

Aldermen:
Lanier, Burch,
Hobbs and Davis

A Public Hearing was held in the Town Hall for the purpose of discussing the petition of the Farmers' Mutual Exchange to have Roberson Street rezoned from Residence A to Business 2. Kenneth Jones presented a petition of Liggie Whitted, Jesse O'Kelly, Fletcher Whitted and Ernest C ordal opposing the change. He stated that the citizens living in that area felt that too many businesses in the section would make it hazardous for the numerous children living in and around that section.

Mr. Tilson, speaking for the Farmer's Mutual Exchange stated that their business planned to have ample parking space on the grounds for their customers to eliminate any parking on the street.

Mr. Cline of Farmers Dairy Cooperative stated that their trucks and the employee's cars were parked behind the building and that they did not use the street for parking. There was some discussion as to why the parking ordinance was not enforced on Roberson Street. It was brought out that the Farmers' Dairy and Hazzard Motor Company had requested that the ordinance not be enforced until their building program was completed. Some objection was raised but no action was taken at this meeting.

Since a quorum was not present at this meeting a vote on the change of the Roberson Street zone was deferred to the next meeting. The Public hearing adjourned and the Board considered other matters.

A map showing the proposed lines for extension of the Town limits was presented and after some discussion Alderman Lanier made a motion to make a change in the line at the southeast corner ~~in order to have a~~ straight line through property owned by the Town ~~to the creek bank and~~ then to follow the creek up to a point already indicated. ~~the site of the present sewer plant~~ Seconded by Alderman Hobbs and unanimously passed.

Mayor Madry stated that Aldermen Hobbs had prepared a statement for the University Officials to sign relative to the program they would follow in the event the Town Limits were extended. He stated that the statement had been sent to Mr. Bennett but that no action had been taken up to the present time.

Mr. Rose mentioned the fact that prices had advanced considerably since the estimates were made for the new treatment plant and sewer system, and that in all probability the estimates were too low under existing prices.

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Mr. Teague and other University Officials at an early date to determine what should be done relative to the proposed extension.

9 The question of getting an enabling act passed in the legislature, in order that an election could be called within the next two years if it seems desirable, was discussed and Alderman Hobbs made a motion to have the Town Attorney prepare the bill in final form and get it submitted to the legislature at the earliest possible date. Seconded by Alderman Burch and unanimously passed. The bill was duly prepared as follows and submitted to Representative Umstead.

AN ACT PROVIDING FOR AN EXTENSION OF THE CORPORATE LIMITS OF THE TOWN OF CHAPEL HILL, N. C.

The General Assembly of North Carolina do enact:

Section 1. That the corporate limits of the Town of Chapel Hill, N. C. be, and the same are hereby, extended so that the corporate limits of said city shall be located as follows:

Beginning at a point in the Western line of the present corporate limits of the Town of Chapel Hill, the said point being also the Southeast corner of the Town of Carrboro, N. C., and running thence S 64 degrees 32 minutes W with the Southern line of the Town of Carrboro 950 ft. to a corner in the said Southern line of the Town of Carrboro; thence S 25 degrees 28 minutes E, parallel to the Western line of the present corporate limits of the Town of Chapel Hill and 950 ft. therefrom, crossing the Pittsboro Road, U. S. Highway 15, to a corner near the North bank of Morgan Creek; thence N 64 degrees 32 minutes E, parallel to the Southern line of the present corporate limits of the Town of Chapel Hill to a corner in the center line of the Mason Farm Road at its intersection with the center line of the Laurel Hill Road; thence in a direct line to a point in the Raleigh Road, N. C. Highway 54, 500 ft. West of the intersection of the center line of the Raleigh Road with the present center line of Greenwood Road; thence continuing in the same direct line to the South bank of Bolin Creek; thence with Bolin Creek NW crossing the Durham Road to a corner near the South bank of Bolin Creek where a line projected 600 ft. North of and parallel to the present Northern boundary of the town intersects the South bank of the said creek; thence S 64 degrees 32 minutes W, parallel to the Northern line of the present corporate limits of the Town of Chapel Hill and 600 ft. therefrom to a corner in the Eastern line of the Town of Carrboro; thence S 25 degrees 28 minutes E with the Eastern line of the Town of Carrboro, passing the Northwest corner of the present corporate limits of the Town of Chapel Hill, and continuing with the common line between the Towns of

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Carrboro and Chapel Hill to the point of beginning.

Section 2. That the Orange County Board of Elections, when requested so to do by the Board of Aldermen of the Town of Chapel Hill, shall call a special election to be held to determine whether or not the boundaries shall be extended and the area herein described annexed to said town.

Section 3. The call for said election shall: (a) describe the territory proposed to be annexed to the town; (b) provide that the matter of annexation of such territory shall be submitted to a vote of the qualified voters of said town and the territory to be annexed, voting together; (c) provide for a new or special registration of voters in the territory proposed to be annexed for said election; (d) provide for the opening of the registration books in the Town for new registrations in accordance with laws applicable to Chapel Hill general elections; (e) designate the precincts and voting places for such election; (f) name the registrars and judges of election; (g) make all other necessary provisions for the holding and conducting of said election and the canvassing of the returns and the declaration of the result. Said call for election shall be published in one or more newspapers published in said Town once a week for four successive weeks prior to said election. The cost of said election shall be borne by the Town of Chapel Hill.

Section 4. That at such election those voters who favor extending the corporate limits as herein provided shall vote ballots on which shall be written or printed the words "For Extension" and those opposed shall vote ballots on which shall be written or printed the words "Against Extension". If at such election a majority of the votes cast shall be "For Extension" then on and after the first day of January after and following such election, the territory and its citizens and property shall be subject to all laws, ordinances, and regulations enforced in said town and shall be afforded the same privileges, benefits, and facilities as soon as possible, as are afforded other comparable parts of the town now within the corporate limits.

Section 5. That all laws and clauses of laws in conflict with this Act are hereby repealed.

Section 6. This Act shall be in full force and effect from and after its ratification.

Ratified this the _____ day of _____, 1947.

Approved this 4th day of March, 1947.

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THE BOARD OF ALDERMEN
TOWN OF CHAPEL HILL

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✓ Mr. L. J. Phipps came before the Board to request that the bill removing trial by jury cases from the Recroders' Court to the Superior Court be withdrawn from the legislature. He stated that very few jury cases were called in this court and that such an act would probably entail much expense and hardship to defendants, witnesses, and others involved. After consideration of the matter, Alderman Lanier made a motion to ask that the bill be withdrawn, seconded by Aldermen Davis. Those voting in the affirmative were Aldermen Lanier and Davis. Opposed: Aldermen Hobbs and Burch. Mayor Madry voted to withdraw the bill.

There being no further business, the meeting adjourned.

Mae Wilkie

Clerk