

NOTICE OF PUBLIC HEARING

The Board of Aldermen of the Town of Chapel Hill will hold a public hearing in the Town Hall, Chapel Hill, N. C., on Monday, March 12, 1956, at 7:30 o'clock P.M. relative to proposed changes in the Ordinance of Section 10, Chapter 42, and Amendments thereto. The public is invited.

13th day of February, 1956

Mary Lovelley
Town Clerk

NORTH CAROLINA
ORANGE COUNTY.

AFFIDAVIT OF PUBLICATION

Before the undersigned, a Notary Public of said County and State, duly commissioned, qualified, and authorized by law to administer oaths, personally appeared Roland Giduz

_____, who being first duly sworn, deposes and says: that he ~~is~~ is

Secretary

(Owner, partner, publisher, or other officer or employee authorized to make this affidavit)

of The News Leader Company, Inc.,
(name of publishing concern)

engage in the publication of a newspaper known as
Chapel Hill News Leader

(name of newspaper)

published, issued, and entered as second class mail in the City of _____

Chapel Hill, in said County and State; that he (she) is authorized to make this affidavit and sworn statement; that the notice or other legal advertisement, a true copy of which is attached hereto, was published in

The Chapel Hill News Leader
(name of newspaper)

on the following dates: February 23, 1956, and

March 8, 1956;

and that the said newspaper in which such notice, paper, document, or legal advertisement was published was, at the time of each and every such publication, a newspaper meeting all of the requirements and qualifications of Section 1-597 of the General Statutes of North Carolina and was a qualified newspaper within the meaning of Section 1-597 of the General Statutes of North Carolina.

This 8th day of March, 1956

Roland Giduz
(Signature of person making affidavit)

Sworn to and subscribed before me, this 8

day of March, 1956

Jane Pittard Smoak
Notary Public

My Commission expires: August 10, 1956

IAA762

MINUTES

Board of Aldermen

Town of Chapel Hill, N.C.

The Board of Aldermen met at a Public Hearing on March 12, 1956, at 7:30 P.M., o'clock in the Town Hall with the following present: Mayor Cornwell; Aldermen Wager, Strowd, Robinson, Alexander and Putnam; Town Attorney LeGrand, and Town Manager Rose. Absent: Alderman Davis.

Mayor Cornwell stated that the purpose of the public hearing was to discuss an Ordinance Amending the Ordinances Providing for the Zoning of Chapel Hill and Surrounding Areas as Adopted March 14, 1955, by striking out all of Section 10 thereof and by inserting in lieu thereof a new section to be entitled Section 10. "Changes and Amendments", as follows:

"The Board of Aldermen may from time to time, on its own motion or on the recommendation of the Planning Board for Chapel Hill and its environs, amend, supplement, change, modify, or repeal the boundaries or regulations herein or subsequently established.

"In addition, the Board may take such action on the petition of a private citizen in accordance with the following procedures. Such petition, including a precise description of the proposed change, shall be submitted to the Town Manager not later than three weeks prior to the meeting of the Board at which the petition is to be heard. The Town Manager may give notice of a public hearing for the petitioned change as provided by law, and in cases where a recommendation by the Carrboro Board of Commissioners is required by the provisions below, he shall give written notice to the Carrboro Town Clerk. The Board of Aldermen and the Planning Board for Chapel Hill and Environs shall sit jointly at the hearing.

"No amendment of any type, regardless of how initiated, shall be adopted until after public notice and hearing. The Planning Board shall then be given 30 days within which to file its report and recommendations concerning the proposal; if no report is received from the Planning Board during this period, it shall be deemed to have approved the proposal. The Board of Aldermen may thereupon take such action on the proposed amendment as it deems wise.

"No petition from a private citizen for any change or amendment of the zoning ordinance shall be heard by the Board of Aldermen at any other time than the following dates; the fourth Monday in February, May, August, and November; provided, however, that where the Board by vote of two-thirds of its total membership finds that an emergency exists, it may waive this restriction.

"Where a proposed amendment concerns zoning map changes in districts situated outside of the Town of Carrboro and the west of a line following the Smith-Level Road on the south and to the west of a line following the Southern Railroad track on the north, the Planning Board shall not submit its report and recommendations until the proposed change has been referred to the Board of Commissioners of the Town of Carrboro for its recommendation; provided, however, that if no report is received from said Board of Commissioners within 15 days after such referral, the Planning Board may proceed as though recommendations had been received.

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"In cases of a protest against a proposed amendment signed and acknowledged by the owners of twenty (20) percent or more of the area of the lots included in such proposed change, or of those immediately adjacent in the rear thereof extending 100 feet therefrom, or of those directly opposite thereto extending 100 feet from the street frontage of such opposite lots, such amendment shall not be passed except by a three-fourths vote of all the members of the Board of Aldermen."

There was no opposition, and being no further business at this time, the meeting was adjourned at 7:40 P.M. o'clock.

Glover K. Cornwell Mayor

Mary Lovejoy Town Clerk

March 12, 1956.

MINUTES

Board of Aldermen

Town of Chapel Hill, N. C.

The Board of Aldermen met in regular session on March 12, 1956, at 7:45 P.M., o'clock in the Town Hall with the following present: Mayor Cornwell; Aldermen Wager, Strowd, Robinson, Putnam, and Alexander; Town Attorney LeGrand, and Town Manager Rose. Absent: Alderman Davis.

Minutes for the Regular Meeting held February 13, were corrected to read as follows: page 9, paragraph 3, the problem of Gimghoul Road drainage was to be referred to the Health Department; page 10, paragraph 5, Alderman Strowd's recommendation regarding new business establishment's supplying their own parking area, was to be worked out through the Planning Board. Aldermen Alexander moved that the minutes as corrected, be approved and adopted, seconded by Alderman Putnam. The motion was passed.

Minutes for the Public Hearing held on February 27, were approved and adopted as read on a motion made by Alderman Putnam, seconded by Alderman Robinson.

On a request by Robert V. Cox and M. H. Jennings, Jr., for a license to sell beer on premises at The Tempo Room, at 147 $\frac{1}{2}$ East Franklin Street, Alderman Alexander moved that the request be approved, subject to the provision that the business be under the supervision of the owners, seconded by Alderman Putnam. The motion was passed.

THE PATIO. On the request for the rezoning of the commercial status of the property described as the Patio Driving Range located on Chapel Hill Bypass 15-501, Alderman Putnam moved this be referred to the Planning Board, seconded by Alderman Strowd. The motion was passed.

AUDITOR'S REPORT. Mr. E. E. Peacock reported that he has examined the vouchers for the month of February, and found all but one voucher properly supported and in order. This voucher was drawn to the Division of College Extension, State College, in the amount of \$10.00.

MONTHLY REPORTS. Reports from the Health Department, Recorder's Court, Police Department, and the Fire Department were examined.

The Board members talked again of having the ordinances codified. Town Manager Rose was requested to contact the Michie Company and see if something definite could be arranged in the matter.

Alderman Wager moved the adoption of the following ordinance:

AN ORDINANCE RELATING TO SPEED ON DAVIE CIRCLE, HILL STREET AND JONES STREET

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

I

That from and after the 15th day of March, 1956, it shall be unlawful to operate an automobile or vehicle of any kind on Davie Circle, Hill Street, or Jones Street at a speed in excess of 25 miles per hour.

II

Each and every violation of this ordinance shall be punishable as a misdemeanor.

III

All laws and clauses of laws in conflict herewith are hereby repealed.

This the 12th day of March, 1956.

seconded by Alderman Strowd. The motion was unanimously passed.

Alderman Putnam moved the adoption of the following ordinance:

AN ORDINANCE RELATING TO PARKING ON DAVIE CIRCLE

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

I

That from and after the 15th day of March, 1956, it shall be unlawful to park an automobile or a vehicle of any kind on Davie Circle adjacent to the inside curb of said street; parking on said street shall be only on the outside curb of said street, the front and rear wheels of any vehicle so parked shall be within twelve inches of the outside curb.

II

Each and every violation of this ordinance shall be punishable by a fine of \$1.00.

III

All laws and clauses of laws in conflict herewith are hereby repealed.

This the 12th day of March, 1956.

seconded by Alderman Alexander. The motion was unanimously passed.

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ANNEXATION ELECTION. Town Manager Rose suggested that the Special Election for annexation be held at the same time as the State Primaries election on May 26. The Board was in favor of this plan. Alderman Putnam moved the adoption of the following resolution:

Resolved that, pursuant to the provisions of Chapter 160, Article 36, General Statutes of North Carolina, the Board of Elections of Orange County, North Carolina, be directed to call an election to submit to the qualified voters in the territory hereinafter described the question as to whether or not the following described area shall be annexed to the Town of Chapel Hill, North Carolina:

Beginning at the extreme Eastern corner of the present corporate limits of the Town of Chapel Hill, N. C., where Bolin Creek and Battle Brook join at the Eastern edge of the right-of-way of the Bypass on U.S. Highway 15-501, and running thence with the Eastern edge of the said right-of-way North 12 degrees 34 minutes East 497 feet to a point of curvature on the Eastern edge of the said Bypass right-of-way; thence continuing Northeasterly with the curvature of said Bypass 379 feet to a point of tangency of the Bypass; thence with the Eastern edge of the right-of-way of the said Bypass North 9 degrees 29 minutes East 1,417.8 feet to a corner; thence South 81 degrees 6 minutes East 635.5 feet to a corner; thence South 9 degrees 26 minutes West 2,426 feet to the center of Bolin Creek; thence with the center of Bolin Creek in a Southeasterly direction downstream approximately 1,325 feet to the point where the Eastern edge of Rogerson Drive extended intersects Bolin Creek; thence South 6 degrees 58 minutes West with the Eastern edge of Rogerson Drive 5,462 feet to the center of N.C. Highway 54 (Raleigh Road); thence with the center of N.C. Highway 54 in a Northwesterly direction 2,022 feet to the center line of the Bypass on U. S. Highway 15-501 at the point where the said U.S. Highway 15-501 crosses over N. C. Highway 54; thence in a Southwesterly direction with the center line of U. S. Highway 15-501 Bypass 4,413 feet to the point where the said Highway crosses the Meeting of the Waters Branch upstream; thence with the center of the Meeting of the Waters Branch upstream in a Northwesterly direction approximately 3,455 feet to the Eastern line of the property of the University of North Carolina; thence with the said line of the University of North Carolina North 5 degrees 13 minutes East 1,745 feet to the point where the said University line intersects the Southern line of the present corporate limits of the Town of Chapel Hill; thence with the present corporate limits of the Town of Chapel Hill North 64 degrees 32 minutes East approximately 1,465 feet to the present Southeastern corner of the corporate limits of the Town of Chapel Hill; thence with the present corporate limits of the Town of Chapel Hill North 25 degrees 28 minutes West 1,707.17 feet to a corner in the present corporate limits of the Town of Chapel Hill; thence with the present corporate limits of the Town of Chapel Hill and with the Northern line of the Battle Park property South 89 degrees 13 minutes East 1,718.43 feet to the center line of Battle Brook; thence downstream with the center line of Battle Brook and with the present corporate limits of the Town of Chapel Hill 5,451.13 feet to the point where Battle Brook and Bolin Creek join, the said point being the extreme Eastern corner of the present corporate limits of the Town of Chapel Hill and the point of beginning.

seconded by Alderman Robinson. The resolution was unanimously passed.

Bob Windsor appeared before the Board asking that something definite be done on the request for re-zoning as submitted by Ellis, Broadway and Crisp to the Planning Board. Alderman Robinson moved that April 9, at 7:00 P.M., be set for the Public Hearing, seconded by Alderman Putnam. The motion was unanimously passed.

Town Manager Rose read a request from the Planning Board for an additional \$400.00 for expenses this fiscal year. Alderman Wager, as chairman of the Finance Committee, moved that the appropriation of \$400.00 be transferred from the Contingency Fund and added to the 1955 Budget of the Planning Board, seconded by Alderman Alexander. The motion was passed.

ELEVATED WATER TANK. Town Manager Rose read a letter from the University, signed by Mr. J. S. Bennett, in which he wanted to ascertain if the Town would be agreeable to the water tank being located South of the Stadium, and East of the Hospital. The Board requested Town Manager Rose to reply to the letter stating that the Town is agreeable to that location.

NORTH COLUMBIA STREET PARKING LOT. There was considerable discussion with regard to changing driveway openings to the Parking lot, at the Town's expense. Alderman Putnam moved that when the Town has received definite plans from the Parking Association, that the Town be authorized to replace the curb and gutter at one place and open it in another, at the Town's expense, seconded by Alderman Strowd. Five members of the Board voted "aye", Alderman Alexander voting "nay". The motion was passed.

STORM SEWERS ON GIMGHOUL ROAD. The Committee of the Whole recently examined the drainage problems in that area and in their opinion, these problems result from Natural Drainage.

Bobby Roberts appeared before the Board with a plan concerning an area around Hillview/Plant Road, requesting that some action be taken on his subdivision request. Alderman Wager moved that the recommendation for further study as received from the Planning Board, should be considered, seconded by Alderman Robinson. The motion was passed. The Board was requested to follow up this request.

NEW BUSINESS: Alderman Alexander spoke about the various requests for annexation that have not been advertised. No action was taken. Alderman Strowd inquired if the street lights had been installed at Brookside Drive.

On a motion by Alderman Putnam, seconded by Alderman Robinson, and unanimous consent, the meeting was adjourned at 9:07 P.M. o'clock.

Oliver K. Cornwell Mayor

Town Clerk

March 12, 1956

CERTIFICATE OF PUBLICATION

On a motion by Alderman Putnam, seconded by Alderman Robinson, and unanimous consent, the meeting was adjourned at 9:07 P.M. o'clock.

Oliver K. Cornwell
Mayor

Town Clerk

March 12, 1956

CERTIFICATE OF PUBLICATION

I, *Joseph P. Jones*
do hereby certify that I am the ^{asst.} publisher of the

Chapel Hill Weekly

a semi-weekly newspaper published in

Chapel Hill, N.C.

and that the attached *Notice of Public*

Hearing

in re *rezoning property*

was printed in the said *Chapel Hill Weekly*

in the issues of *March 23/30 - 1956*

Joe Jones

Sworn and subscribed to before me, a Notary

Public, on the *30* day of *March*

19*56* in *Chapel Hill, N.C.*

Doris J. Edney

Notary Public

My commission expires *Aug 23, 1956*



NOTARY PUBLIC
CHAPEL HILL, N.C.
DORIS J. EDNEY