

\$160,000 double deck parking, that it may be possible to purchase the 3 properties considered previously, for about \$60,000.

Town Manager states that the renewal of the Ranson note for 30 days should be considered. Alderman Walters moved that the note be renewed for 30 days period; that Town Manager be authorized to so act, seconded by Alderman Robinson, and unanimously carried. Alderman Strowd requested that a meeting of the Cemetery Committee be considered. Wednesday, March 6th at 3:30 p.m., was approved. Alderman Strowd moved the meeting be adjourned, seconded by Alderman Robinson, and all agreed.

Adjourned at 10:03 p.m.

*Robert B. McClamroch*

Mayor

February 25, 1963

*Mary Koneyay*

Town Clerk

MINUTES

Board of Aldermen

Town of Chapel Hill, N.C.

MINUTES

Board of Aldermen

Town of Chapel Hill, N.C.

The Board of Aldermen met at a regular meeting on March 11, 1963 at 7:30 p.m. with the following members present: Mayor McClamroch; Aldermen Robinson, Page, Wager, Giduz, Walters, and Strowd; Town Attorney LeGrand and Town Manager Peck. Members of the Planning Board present were: Messrs. Scroggs, and Foust, Turner, and Gould, planners.

Minutes of the February 25, 1963 meeting were approved by Alderman Robinson, subject to correcting page 5, last paragraph to Ranson instead Ransom, seconded by Alderman Page, and unanimously carried.

Oral Petitions:

Brookside Apartments

Mayor McClamroch stated that John Cates had requested a special use permit for additional apartments on Hillsboro Street at the last meeting of the aldermen; that no action was taken for lack of substantial plans; that Mr. Cates is present tonight with a set of plans.

Mr. Cates explained by sketches, the proposed parking, traffic pattern and details. He stated that he is anxious to start eight more apartments; that he has met all the requirements on the check-off list. Alderman Giduz moved that his request for 28 units be referred to the Planning Board for recommendation, seconded by Alderman Strowd, and unanimously carried.

Auditor's Report

Mr. E. E. Peacock, auditor stated that he has examined the vouchers for the month of February and found them in order and properly supported; that collections show little change from last year for the same period.

PLANNING BOARD TRANSMITTALS

Final Plat, A Part of Section 2, Laurel Hill Subdivision.

The Planning Board recommended approval of the final plat Lots, 1, 2, 3, 4, 20, and 21 subject to the town manager's approval of water and electrical lines to the lots. Alderman Walters moved that the Board accept the recommendation of the Planning Board, seconded by Alderman Page, and unanimously carried (subject to the stipulation stated in the transmittal).

Alderman Giduz moved that the Town Attorney determine the legal requirements, and if it is proper, to prepare an ordinance for the election under which the names would be transferred between precincts by the registrars so that a new registration would not be necessary. Seconded by Alderman Strowd, and unanimously carried.

Carrboro Planning Area

No action taken at this time.

Fluoridation

~~Nothing~~ further to report.

Releases and Refunds

Town Manager read a request from the Tax Collector to consider the following:

Re: Refund

Mrs. H. H. Brown	Not on sewer. Plumbing Inspector	
306 Ransom St.	verifies this.	\$24.00 2 yrs.

Note: Mrs. Brown has paid sewer rent on 306 Ransom since 1951.

The Board agreed that the state law limits such refund, to two years. Alderman Walters moved that the \$24.00 for two years sewer charge, erroneously charged, be refunded to Mrs. H. H. Brown, seconded by Alderman Strowd, and unanimously carried.

RESOLVED: That the following contract be awarded for SEWAGE IMPROVEMENTS in accordance with bids submitted, and that the Mayor and Clerk be authorized and directed to execute the contracts in the name of the Board when same shall have been approved by the Town Attorney: Sewer Improvements - Wrenn Wilson Construction Company, in accordance with bid submitted on February 21, 1963

Re: Nurse Compton

Town Manager said inquiry has been made as to establishing a retirement of some type for Nurse Compton who served the Town of Chapel Hill for many years as a Health Nurse, retiring in 1944 as a municipal employee, at which time the Board Minutes make mention of hoping something might be done, but nothing has. The Board agreed that no doubt she is a worthy person, but knows of no way in which she might be aided. Town Manager stated he will check into the Welfare Relief.

New Fire Truck

Town Manager stated that March 1st, bids will be received on a new fire truck.

Old Fire Truck

Alderman Giduz urged that the Town plan to get possession of the first fire truck owned and used by the Town (a model T-Ford which has been in the possession of Mrs. Bruce Strowd, and is presently stored in a barn in Chatham County; that space should be made in the new fire station for the truck, tires be put on it and it be put in running order. Alderman Giduz moved that Town accept the truck from Mrs. Strowd, if she offers it, and as soon as practical proceed to store and care for it, seconded by Alderman Robinson, and unanimously carried.

Off Street Parking

The Board discussed the fact that if the local purchasers do not commit themselves for bonds to make possible the proposed

BBH924

Special Use Permit Request - Jack Carlisle

The Planning Board recommended that Mr. Carlisle be allowed to withdraw his special use permit request at this time, and consider bringing the matter before them later after completing the application. Alderman Wager moved that the recommendation of the Planning Board be accepted, seconded by Alderman Walters (without prejudice, and with the hope that the advertising will serve for a later use) and unanimously carried.

Carlisle Rezoning Request - from RA-10 to RA-6 about 3.75 acres lying east of Hillsboro Street. The Planning Board recommended disapproval of the request as downgrading the area might influence later development. Alderman Wager moved that the recommendation of the Planning Board to disapprove the rezoning, be accepted, seconded by Alderman Walters, and unanimously carried.

Gimghoul Area Rezoning From RA-10 to RA-15. The Planning Board recommended rezoning the area described below from RA-10 Residential to RA-15 residential as requested by most of the owners:

Starting at the intersection of Country Club Road and Gimghoul Road, then following the center line of Gimghoul Road in an easterly direction to Glandon Drive, then in a northerly and eastwardly direction with the center line of Glandon Drive about 1800 feet to the line between the existing RA-10 and RA-20 zones, then southwardly with the line between existing zones about 1200 feet to the north edge of the Raleigh Road, then westwardly along the northern R.O.W. line of Raleigh Road to the center of lot No. 10a, then north along the center line of the lot 130 feet to the rear lot line, then westwardly along the rear lot lines of lots 19, 20, and 1 about 900 feet to Country Club Road, then along the east R.O.W. line of Country Club Road, northwardly to the point of beginning. Alderman Robinson moved the recommendation of the Planning Board be accepted, seconded by Alderman Page, and unanimously carried.

Re: Land Fills The Planning Board recommended that the Aldermen instruct the Building Inspector to take steps to enforce the ordinance. Alderman Walters moved that the recommendation of the Planning Board be accepted, seconded by Alderman Wager, and unanimously carried.

Elections

Mayor McClamroch read the following:

MUNICIPAL GENERAL ELECTION

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

Section 1. Pursuant to the Charter of the Town of Chapel Hill and the General Laws of the State of North Carolina governing elections in municipalities, the Board of Aldermen hereby calls for an election to be held in the Town of Chapel Hill on Tuesday, May 7, 1963, the same being the first Tuesday after the first Monday in May, the date established by law for said election. The said election shall be conducted for the purpose of electing a Mayor, three Aldermen, and a Judge of the Recorder's Court by the voters of the Town. The Mayor shall be elected to hold office for a term of two years, the three Aldermen to hold office for a term of four years and the Judge of the Recorder's Court to hold office for a term of two years.

Section 2. The polls shall be open on the day of election from 6:30 A.M. until 6:30 P.M. Eastern Standard Time, and no longer, and each person whose name is registered and who is eligible, as defined by general law, shall be entitled to vote.

Section 3. The name of each candidate for Mayor, Alderman, and Judge of the Recorder's Court shall be printed upon the official ballot, provided there is filed with the Town Clerk and Town Manager not less than fifteen days prior to the holding of such election a

BBH924

certificate of nomination with the name of the candidate and the office for which he is a candidate. The candidate receiving the highest number of votes for Mayor shall be declared elected to such office for the ensuing term of two years. The three candidates receiving the highest number of votes for the office of Alderman shall be declared elected for the ensuing term of four years. The candidate receiving the highest number of votes for Judge of the Recorder's Court shall be declared elected for the ensuing term of two years.

Section 4. The place for holding the elections are hereby designated as follows:

- a. NORTHSIDE PRECINCT. The Northside Precinct shall include all of the property located within the corporate limits of the Town of Chapel Hill lying east of Carrboro, north of Franklin Street, and west of North Columbia Street and the Airport Road, the polling place for which precinct shall be located at the Town Hall.
- b. EAST FRANKLIN PRECINCT. The East Franklin Precinct shall include all of the property located within the corporate limits of the Town of Chapel Hill lying east of Columbia Street and the Airport Road, north of Cameron Avenue and Battle Branch and west of Bolin Creek, the polling place for which precinct shall be located in the Graham Memorial Building.
- c. ESTES HILLS PRECINCT. The Estes Hills Precinct shall include all of the property located within the corporate limits of the Town of Chapel Hill lying north of East Franklin Street (Durham Road) and east of Bolin Creek, the polling place for which precinct shall be located at the Estes Hills School.
- d. WESTWOOD PRECINCT. The Westwood Precinct shall include all of the property located within the corporate limits of the Town of Chapel Hill lying south of Franklin Street, east of Carrboro and Pritchard Branch and west of South Columbia, the polling place for which precinct shall be located in the Chapel Hill High School.
- e. COUNTRY CLUB PRECINCT. The Country Club Precinct shall include all of the property located within the corporate limits of the Town of Chapel Hill lying south of Cameron Avenue, Battle Branch and Bolin Creek, west of U. S. Highway 15-501 By-Pass and east of South Columbia Street, the polling place for which precinct shall be located in Woollen Gymnasium.
- f. GLENWOOD PRECINCT. The Glenwood Precinct shall include all of the property located within the corporated limits of the Town lying east of U. S. Highway 15-501 By-Pass and north of Mason Farm Road, the polling place for which precinct shall be located in the Glenwood School.

Section 5. Registrars and Judges of Election for the several election precincts above described are hereby designated and appointed as follows:

- (a) Northside Precinct Mrs. Ira Hicklin is hereby designated and appointed Registrar and Mrs. W. H. Fogleman and Bruce Atwater are hereby designated and appointed Judges.
- (b) East Franklin Precinct Mrs. Paul Shearin is hereby designated and appointed Registrar and Mrs. Myrtle Jeter and John W. Ruff are hereby designated and appointed Judges.
- (c) Estes Hills Precinct Mrs. Raymond H. Andrews is hereby designated and appointed Registrar and Mrs. Winston Broadfoot and Mrs. Luanna Crane are hereby designated and appointed Judges.

(d) Westwood Precinct Mrs. Russell B. Graves is hereby designated and appointed Registrar and Mrs. Gloria Robinson and Pearlamn R. Perry are hereby designated and appointed Judges.

(e) Country Club Precinct Mrs. C. S. Logsdon is hereby designated and appointed Registrar and W. W. Baucom and Mrs. Virginia Julian are hereby designated and appointed Judges.

(f) Glenwood Precinct Mrs. Lindsay C. Neville is hereby designated and appointed Registrar and Mrs. Robert B. Midgette and Russell Tomlinson are hereby designated and appointed Judges.

Each of the above-named Registrars and Judges of this election, before entering upon his duties, shall take oath before any person authorized by law to administer oaths, to conduct the election fairly and impartially, according to the Laws of the State of North Carolina and the Town of Chapel Hill.

Section 6. The Registration books shall be opened for registration of voters at 9:00 a.m. on Saturday, April 13, 1963, and shall close at Sunset on Saturday, April 27, 1963, and each registrar shall keep open the said books for the registration of voters residing in his precinct and entitled to registration. On each Saturday during the period of registration the registrar shall be at the polling place in his precinct with the registration books between the hours of 9:00 a.m. and Sunset for the registration of voters.

(Saturday, May 4, 1963, is hereby designated Challenge Day, and any elector desiring to challenge any name included in said registration books shall this day advise the Registrar of this fact. The Registrar and Judges shall thereupon set a date and time for hearing the challenge, which date shall be prior to election day.

Section 7. This resolution ordinance shall be published in a newspaper having general circulation in the Town of Chapel Hill.

Alderman Page moved the adoption of the above, seconded by Alderman Robinson, and unanimously carried.

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Alderman Walters moved the adoption of the following:

RESOLUTION CALLING A SPECIAL ELECTION  
RELATIVE TO THE QUESTION OF LEVYING A  
SPECIAL AD VALOREM TAX TO PROVIDE A  
SUPERVISED PUBLIC RECREATION SYSTEM  
FOR THE TOWN OF CHAPEL HILL.

WHEREAS, the Board of Aldermen of the Town of Chapel Hill finds it necessary, for the purpose of carrying out the provisions of Chapter 160, Article 12, General Statutes of North Carolina, known as the "Recreation Enabling Law", to call a special election within the Town of Chapel Hill to submit to the qualified voters of said town a question of whether or not a special ad valorem tax shall be levied for the purpose of providing a supervised recreation system for the Town of Chapel Hill.

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED:

SECTION I.

That, pursuant to the provisions of said Chapter 160, Article 12, General Statutes of North Carolina, and pursuant to the Charter of the Town of Chapel Hill and the General Laws of the State of North Carolina governing special elections in said municipality, the Board of Aldermen hereby calls for a special election to be held in the Town of Chapel Hill on Tuesday, May 7, 1963, the same being the first Tuesday after the first Monday in May. The said election shall be conducted for the purpose of submitting to the qualified voters of said municipality the question as to whether or not an annual tax of not less than three cents (3¢) nor more than ten (10¢) shall be levied for the year 1963 and each year thereafter

BBH924

on each one hundred dollars (\$100.00) of assessed valuation of the taxable property within the Town of Chapel Hill, to provide, maintain, and conduct a supervised recreation system within said Town, and that in said election ballots shall be provided in the following form:

SAMPLE BALLOT  
SPECIAL RECREATION TAX ELECTION  
TOWN OF CHAPEL HILL

INSTRUCTIONS

- 1. To vote "yes", make a cross (X) mark in the square to the right of the word "yes".
- 2. To vote "no", make a cross (X) mark in the square to the right of the word "no".
- 3. If you tear or deface or wrongly mark this ballot, return it and get another.

YES	_____	Shall an annual tax of not less than three cents (3¢) nor more than ten cents (10¢) be levied for the year 1963 and each year thereafter on each one hundred dollars (\$100.00) of assessed valuation of the taxable property within the Town of Chapel Hill, to provide, maintain, and conduct a supervised recreation system within the said Town.
NO	_____	

Facsimile of signature of  
Town Clerk

SECTION II.

The polls shall be open on the day of election from 6:30 A.M. until 6:30 P.M. Eastern Standard Time, and no longer, and each person whose name is registered and who is eligible, as defined by general law, shall be entitled to vote.

SECTION III.

The places for holding the elections are hereby designated as follows:

- a. NORTHSIDE PRECINCT The Northside Precinct shall include all of the property located within the corporate limits of the Town of Chapel Hill lying east of Carrboro, north of Franklin Street and west of North Columbia Street and the Airport Road, the polling place for which precinct shall be located at the Town Hall.
- b. EAST FRANKLIN PRECINCT The East Franklin Precinct shall include all of the property located within the corporate limits of the Town of Chapel Hill lying east of Columbia Street and the Airport Road, north of Cameron Avenue and Battle Branch and west of Bolin Creek, the polling place for which precinct shall be located in the Graham Memorial Building.
- c. ESTES HILLS PRECINCT The Estes Hills Precinct shall include all of the property located within the corporate limits of the Town of Chapel Hill lying north of East Franklin Street (Durham Road) and east of Bolin Creek, the polling place for which precinct shall be located at the Estes Hills School.
- 5. WESTWOOD PRECINCT. The Westwood Precinct shall include all of the property located within the corporate limits of the Town of Chapel Hill lying south of East Franklin Street, east of Carrboro and Pritchard Branch and west of South Columbia, the polling place for which precinct shall be located in the Chapel Hill High School.

- e. COUNTRY CLUB PRECINCT. The Country Club Precinct shall include all of the property located within the corporate limits of the Town of Chapel Hill lying south of Cameron Avenue, Battle Branch and Bolin Creek, west of U. S. Highway 15-501 By-Pass and east of South Columbia Street, the polling place for which precinct shall be located in Woollen Gymnasium.
- f. GLENWOOD PRECINCT. The Glenwood Precinct shall include all of the property located within the corporate limits of the Town lying east of U.S. Highway 15-501 By-Pass and north of Mason Farm Road, the polling place for which precinct shall be located in the Glenwood School.

#### SECTION IV.

Registrars and Judges of Election for the several election precincts above described are hereby designated and appointed as follows:

- (a) Northside Precinct- Mrs. Ira Hicklin is hereby designated and appointed Registrar and Mrs. W. H. Fogleman and Bruce Atwater are hereby designated and appointed Judges.
- (b) East Franklin Precinct- Mrs. Paul Shearin is hereby designated and appointed Registrar and Mrs. Myrtle Jeter and John W. Ruff are hereby designated and appointed Judges.
- (c) Estes Hills Precinct- Mrs. Raymond H. Andrews is hereby designated and appointed Registrar and Mrs. Winston Broadfoot and Mrs. Luanna Crane are hereby designated and appointed Judges.
- (d) Westwood Precinct- Mrs. Russell B. Graves is hereby designated and appointed Registrar and Mrs. Gloria Robinson and Pearlann R. Perry are hereby designated and appointed Judges.
- (e) Country Club Precinct- Mrs. C. S. Logsdon is hereby designated and appointed Registrar and W. W. Baucom and Mrs. Virginia Julian are hereby designated and appointed Judges.
- (f) Glenwood Precinct- Mrs. Lindsay C. Neville is hereby designated and appointed Registrar and Mrs. Robert B. Midgette and Mrs. Russell Tomlinson are hereby designated and appointed Judges.

Each of the above-named Registrars and Judges of this election before entering upon his or her duties, shall take oath before any person authorized by law to administer oaths, to conduct the election fairly and impartially, according to the Laws of the State of North Carolina and the Town of Chapel Hill.

#### SECTION V.

The registration books shall be opened for registration of voters at 9:00 a.m. on Saturday, April 13, 1963, and shall close at Sunset on Saturday, April 27, 1963, and each register shall keep open the said books for the registration of voters residing in his precinct and entitled to registration. On each Saturday during the period of registration the registrar shall be at the polling place in his precinct with the registration books between the hours of 9:00 a.m. and Sunset for the registration of voters.

#### SECTION VI.

Saturday, May 4, 1963, is hereby designated Challenge Day, and any elector desiring to challenge any name included in said registration books shall this day advise the Registrar of this fact. The Registrar and Judges shall thereupon set a date and time for hearing the challenge, which date shall be prior to election day.

#### SECTION VII.

BBH924

This resolution and order shall be published in a newspaper having general circulation in the Town of Chapel Hill.

Seconded by Alderman Strowd, and unanimously carried.

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Alderman Giduz moved the adoption of the following:

RESOLUTION AND ORDER RELATING TO REVISION OF REGISTRATION BOOKS  
FOR ESTES HILLS, EAST FRANKLIN AND COUNTRY CLUB ELECTION PRECINCTS.

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill, that pursuant to the provisions of Section 163-23, General Statutes of North Carolina, and Chapter II of the 1961 Charter of the Town of Chapel Hill, an order be issued to the Registrars and Judges of Election for the Chapel Hill Election Precincts designated as Estes Hills, East Franklin, and Country Club Precincts to revise the registration books of their respective precincts and, to that end, that Mrs. Paul Shearin, Registrar, and Mrs. Myrtle Jeeter and Mr. John W. Ruff, Judges of East Franklin Precinct; and Mrs. Raymond H. Andrews, and Mrs. Winston Broadfoot and Mrs. Luanna Crane, Judges of Estes Hills Precinct; and Mrs. C. S. Logsdon, Registrar, and Mrs. Virginia Julian and Mr. W. W. Baucom, Judges of Country Club Precinct, are hereby ordered and directed to meet at the polling places of their respective precincts on Saturday, April 13, 1963, it being the first Saturday for the registration of voters before the May, 1963, General Municipal Election, and to prepare from the registration books a revision of registered voters for their respective precincts, as provided by law.

BE IT FURTHER RESOLVED that a copy of this resolution and order be sent to each of the Registrars and Judges hereinabove named.

This the 11th day of March, 1963.

Seconded by Alderman Page, and unanimously adopted.

Alderman Giduz moved that the registered voters who have not moved from their precincts, but whose names have been moved because of the change of boundaries, be 1) notified once through newspaper advertisement and 2) also by certified mail, seconded by Alderman Page, and unanimously carried. Town Manager was requested to consult with the registrars who would be effected by the change, and authorized to allow an extra days' pay to each.

Sign Ordinance

The Board discussed the recommendation submitted by Town Manager. Alderman Strowd believed that 9' marquees would be more effective than 10'. After considerable discussion, Alderman Page moved that an Ordinance be prepared wherein the recommendations as set forth by Town Manager, be incorporated into the ordinance, seconded by Alderman Strowd, and unanimously carried.

Re: Legal Notice - Election

Alderman Robinson moved that the following legal notice be advertised in local newspaper:

NOTICE OF CHAPEL HILL ELECTION PRECINCT CHANGES

Pursuant to the provisions of Section 163-22, General Statutes of North Carolina, and of Chapter II, 1961 Charter of the Town of Chapel Hill, notice is hereby given that the Chapel Hill Election precincts, heretofore designated as Precinct No. 2 and precinct No. 3, have been altered so as to form three new precincts which have been designated as follows:

ESTES HILLS PRECINCT  
EAST FRANKLIN PRECINCT  
COUNTRY CLUB PRECINCT

This the 11th day of March, 1963.



Board of Aldermen of  
the Town of Chapel Hill

By: Mary Lovejoy, Town Clerk

Seconded by Alderman Walters, and unanimously carried.

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Re: Carrboro Planning Area

The Board discussed the request made by Town of Carrboro to claim jurisdiction over the portion of the planning area west of the University Railroad and Smith Level Road, which includes both side of the Smith Level Road; that a special act would go before the General Assembly. Alderman Strowd moved that the Aldermen do not oppose the legislation proposed by Carrboro, seconded by Alderman Page and unanimously carried:

ZONING POWERS OF THE TOWN OF CARRBORO

The General Assembly of North Carolina do enact:

Section 1. Chapter 726 of the Session laws of 1957 is hereby repealed.

Section 2. For the purpose of promoting the orderly growth, expansion, and development of the Town of Carrboro and the adjacent area hereinafter defined, and for the purposes of promoting the health, safety, morals, and general welfare of the citizens of the Town of Carrboro and of the area and community beyond and surrounding the territorial limits of said municipality, as hereinafter defined, the Governing Body of the Town of Carrboro is hereby authorized and empowered to exercise any planning, zoning, building restrictions and subdivision-control powers conferred upon the Town of Carrboro and vested in its Governing Body by the Charter of the Town of Carrboro and the General Statutes of North Carolina, or any other statute applicable to the Town of Carrboro, not only within the corporate limits of the Town of Carrboro but also within the area and community beyond and partially surrounding such corporate limits as hereinafter defined. The Governing Body of the Town of Carrboro is specifically authorized to exercise the sub-division-regulation powers granted under Sections 160-226 through 160-227 of the General Statutes of North Carolina within its area of jurisdiction. Such powers may be exercised to the same extent and according to the same procedures as are applicable to the exercise of planning, zoning, building restrictions and subdivision-control powers within the corporate limits of the Town of Carrboro. Such powers shall specifically include, but shall not be limited to, the power to adopt such ordinances and regulations as may be considered necessary or expedient by said Governing Body to regulate, control and restrict (a) the height, number of stories, and size of buildings and other structures, (b) the percentage of a lot that may be occupied, (c) the size of yards, courts and other open spaces, (d) the density of population, (e) the location and use of buildings, structures, and land for trade, industry, residence, or other purposes, and (f) the construction of buildings and of electrical and plumbing systems contained therein.

Section 3. The Governing Body of the Town of Carrboro shall by ordinance create a planning board of five members whose members shall be appointed as follows: Three members shall be appointed by the Governing Body of the Town of Carrboro and shall be citizens and residents of said town; two members shall be appointed by the Orange County Board of Commissioners and shall be citizens and residents of the area beyond the territorial limits of the Town of Carrboro, as defined by this Act. This planning board shall be empowered to exercise the powers, duties, and functions of a municipal planning board, as defined in Sections 160-22 to 160-24 of the General Statutes, and of a municipal zoning commission, as defined in Article 14 of Chapter 160 of the General Statutes. Members shall be appointed for three-year terms and until their respective successors have been appointed and qualified; provided, that the initial appointees may be appointed to shorter terms of varying duration, to the end that the terms of no more than two members shall expire in any one year. The jurisdiction of this board shall include the area within the corporate limits of the Town of Carrboro and all of the area defined in Section 8 hereof.

BBH924

Section 4. The Governing Body of the Town of Carrboro shall create a board of adjustment of five members whose members shall be appointed as follows: Three members shall be appointed by the Governing Body of the Town of Carrboro and shall be citizens and residents of said town; two members shall be appointed by the Orange County Board of Commissioners and shall be citizens and residents of the area beyond and surrounding the territorial limits of the Town of Carrboro, as defined by this Act. Such board of adjustment shall have and exercise all of the powers, duties, and functions enumerated in Section 160-178 of the General Statutes. Members shall be appointed for terms of three years and until their respective successors have been appointed and qualified; provided, that the initial appointees may be appointed to shorter terms of varying duration, to the end that the terms of no more than two members shall expire in any one year. There shall be a quorum of four members for the purpose of hearing cases. The concurring vote of four of the members present for the hearing of any case shall be necessary in order (a) to reverse any order, requirement, decision or determination of any administrative official charged with enforcement of the zoning ordinance or (b) to decide in favor of the applicant any matter upon which it is required to pass under any zoning ordinance or (c) to effect any variation in such ordinance.

Section 5. The Governing Body of the Town of Carrboro shall appoint a building inspector to enforce any ordinances adopted pursuant to this Act. Such inspector shall be the same as the building inspector serving within the town limits.

Section 6. The Governing Body of the Town of Carrboro shall enact no ordinance or ordinances under the provisions of this Act without first holding a public hearing as provided in Section 160-175 of the General Statutes. No further public hearings with respect to the adoption of such ordinance shall be necessary.

Section 7. The powers granted to the Governing Body of the Town of Carrboro by this Act are intended to be supplementary to any powers which have heretofore been granted, or which may hereafter be granted, to such Governing Body under other provisions of law. The exercise of the powers granted by this Act shall be within the discretion of such governing body.. All zoning ordinances and all subdivision control ordinances heretofore adopted by the Board of Aldermen of the Town of Chapel Hill affecting the area hereinafter described outside the corporate limits of the Town of Carrboro and in effect on the date of the ratification of this Act shall remain in full force and effect until amended, modified, or changed by the Governing Body of the Town of Carrboro under the powers herein granted. The enforcement of the said ordinances in the area described in Section 8 shall be under the Planning Board and Board of Adjustment as herein provided.

Section 8. The Governing Body of the Town of Carrboro is hereby authorized to exercise the powers granted by this Act in that area adjacent to the corporate limits of said town and described as follows: Beginning at a point in the eastern corporate limits of the said town where the center line of the University Railroad Company's track intersects the said corporate limits and running northward along the center line of the said railroad track to its intersection with the northern line of the area described in Chapter 527 of the Session Laws of 1953; running thence along a straight line generally southwestward to the point at which North Carolina Highway No. 54 crosses Morgan's Creek; running thence along a straight line generally southeastward to the point where U. S. Highways 15-501 intersect the boundary between Orange County and Chatham County; running thence in a northeastward direction along the center of U. S. Highways 15-501 to a point 250 feet east of the center line of the Smith Level Road (the road running southward from Carrboro to the Chatham County line); running thence northward parallel to and 250 feet east of the center line of the Smith Level Road to the southern corporate limits of the Town of Carrboro; running thence in a western, northern, eastern, and southern direction with the present corporate limits of the Town of Carrboro; as the said limits presently run to the beginning.

Section 9. All laws and clauses of laws in conflict with the provisions of this Act covering the area described in Section 8

are hereby repealed to the extent of such conflict and any planning, zoning, or subdivision powers relative to any portion of the area herein described which were conferred upon the governing Body of the Town of Chapel Hill under Chapter 527, Session Laws of 1953 or any amendments thereto are hereby revoked.

Section 10. If any Section, subdivision, clause, or provision of this Act shall be adjudged invalid, such adjudication shall apply only to such section, subdivision, clause, or provision so adjudged, and the remainder of the Act shall be deemed valid and effective.

Section 11. This Act shall be in full force and effect from and after its ratification.

#### Resignation of Town Clerk

Mayor McClamroch read a letter of resignation submitted by Mrs. Mary Lovejoy, where she asked that her resignation be accepted no later than May 1st. Alderman Walters moved that the request be regrettably accepted and expressed appreciation of many years of service, seconded by Alderman Wager, and unanimously carried.

Alderman Walters moved that Town Manager screen applicants for the position, and that the Mayor appoint a committee to consider same, seconded by Alderman Page and unanimously carried.

#### Fire Truck

Town Manager stated that only one bid was received; that bid meets all specifications; that the truck will cost \$20,500. Alderman Giduz moved that the truck from American LaFrance, as bid, be accepted, ~~seconded~~ by Alderman Robinson, and unanimously carried.

#### Thorofare Plan

A meeting with Messrs. Burton, McLamroch and Rose of the State Highway Department has been scheduled for 2:00 p.m. March 22. The planners, Mr. Tuttle from the University and Ross Scroggs, chairman of the Planning Board have been invited to attend.

#### Re: Annexation of area into Greater Chapel Hill Fire District

Mayor McClamroch read the following letter wherein the commissioners recommended that the properties of Kenneth Ness and Clarence Heer located on Farrington Mill Road just east of the Pittsboro Road be included in the Fire District. Alderman Walters moved that the Board approve the request, and that it be effective as of March 12, 1963, seconded by Alderman Robinson, and unanimously carried.

#### Old Business:

Alderman Robinson discussed the Knolls Development area and urged that this be reconsidered for annexation.

Town Manager stated there is a small area that goes almost to Tanyard Branch that should petition for Outside Protection, as there have been several fires there. Alderman Robinson suggested that this small area be included in the proposed annexation.

#### Fluoridation

It was agreed that no apparent progress has been made.

#### Sewer Improvement Bond

Approval of a \$650,000.00 bond vote in May was requested by the Town Manager for enlargement of the Morgan Creek Disposal Plant (Est. \$700,000.00 half by Town and half by University); outfall line to Lake Forest (Est. 100,000.00); collection line in Lake Forest and other annexed areas on assessment basis (Estimate \$100,000.00), and a supplementary outfall line along Bolin Creek to Airport Road.

#### New Business:

Alderman Wager stated as he has been named contact man to the

BBH924

League of Municipalities, he wants to know the wishes of the Aldermen in the matter of opposing the proposed bill in the General Assembly which would exempt Bank Deposits and Cash from the Intangibles Tax. Alderman Wager was requested to write, registering the Town's opposition in this matter. Alderman Walters made this a motion, seconded by Alderman Page, and unanimously carried.

Nurse Compton

The Board again discussed the plight of the former Nurse Compton and a manner whereby she may be helped. Her son is an invalid, and she does not want to accept aid from the Welfare as they would take a lien against her property in the amount that is expended on her. Town Manager will follow up on this.

Re: Suit at Law Involving Two Chapel Hill  
Policemen

The Board took the position that the Town stands ready to defend it's two policemen, if needed, in the threatened suit at law.

Request for checking of boundary lines.

Alderman Robinson inquired as to when the sewer line on Mcmasters Street will be started. Town Manager stated the Town will run the outfall line when they receive petition for balance of it. Mr. Robinson requested that proper petitions be prepared so that they may proceed.

Adjourned: 10:12 p.m.

*Robert M. McClamroch*

Mayor

*David B. Roberts*

Town  
Clerk

March 11, 1963.

MINUTES

Board of Aldermen

Town of Chapel Hill, N.C.

The Board of Aldermen met at a regular meeting on March 26, 1963, at 7:30 p.m., o'clock with the following members present: Mayor McClamroch; Aldermen Page, Walters, Wager, Strowd, Giduz, and Robinson; Town Attorney LeGrand and Town Manager Peck. Members of the Planning Board present were: Messrs. Scroggs, Wallace, and Burns; also planners Messrs. Foust and Stewart.