

DEPOSITORY-OFF STREET PARKING MONEY

Alderman Giduz moved that the North Carolina National Bank be designated as the depository for the Parking Facility Bond Fund to be established with \$240,000.00 Revenue Bonds about December 20, 1965. This motion was seconded by Alderman Page and carried by a vote of 5-0 with Alderman Kage abstaining.

PARKING LOT DESIGN

Mayor McClamroch read a proposal from City Planning and Architectural Associates for design of the addition to the Parking Lot. Alderman Prothro moved, seconded by Alderman Strowd, that the proposal be accepted. The motion was unanimously approved.

COURT ROOM SEATING

Jim Caldwell presented information and bids for providing new seating for the Court Room. Alderman Strowd moved, seconded by Alderman Varley that the low bid of \$14.95 per seat submitted by Southeastern Equipment Company be accepted. This was unanimously carried. The Board then considered the colors available. Alderman Prothro moved, seconded by Alderman Strowd, that the wood be that shown in sample '#7 golden oak' and that the metal be according to the sample '#104 aqua'. This was unanimously carried.

BIDS-RUBBER TIRED LOADER

Town Manager Peck read a summary of the bids received for a rubber tired loader and recommended acceptance of the low bid, with the gasoline engine and four-in-one bucket. Alderman Strowd moved, seconded by Alderman Page, that the Manager's recommendation for purchase of a Hough Loader from North Carolina Equipment Company with a Drott four-in-one bucket at a total cost of \$11,649.00 be accepted. This was unanimously carried.

RECREATION PETITION

Alderman Kage moved, seconded by Alderman Varley, that the Board approve the circulation of a petition for establishment of a Recreation District. This motion was unanimously carried.

The meeting adjourned at 10:40 P.M.



Mayor



Clerk

MINUTES

BOARD OF ALDERMEN

TOWN OF CHAPEL HILL

The Board of Aldermen met at a regular meeting on December 13, 1965 at 7:30 p.m. with the following members present: Mayor McClamroch, Aldermen Varley, Kage, Prothro, Giduz, Page and Strowd. Also present were Town Manager Peck, Town Clerk Roberts, and Town Attorney LeGrand.

MINUTES

Aldermen Strowd moved, seconded by Alderman Prothro, that the minutes of the meeting of November 22, 1965 be approved as distributed. This was unanimously approved.

### SIDEWALK DONATION

Mayor McClamroch read a letter from E. J. Owens giving to the Town a strip of land 10 feet wide between Curtis Road and Estes Hill School for use as a sidewalk by the children going to school. This donation was accepted with thanks by the Aldermen who noted this was the first such donation ever to be made although there had been much discussion of a proposed sidewalk plan for school children.

### PETITION SEWER

W. A. Blackburn presented a petition asking that the sewer to serve his new house be rushed. Town Manager Peck said that all that was reasonably possible was being done in this situation.

### MAJOR STREET PLAN

Mayor McClamroch read a recommendation from the Planning Board for approval of a Major Street Plan as submitted. Alderman Page moved, seconded by Alderman Prothro, that the recommendation of the Planning Board be accepted and that an appropriate ordinance be prepared, but that the title be Major Street Plan for Zoning Purposes. This was unanimously carried.

### REZONING-WEST ROSEMARY STREET

Mayor McClamroch read a recommendation from the Planning Board to disapprove the request for rezoning from RA-6 to CBD one lot on West Rosemary Street. Alderman Strowd moved, seconded by Alderman Varley, that the recommendation of the Planning Board be accepted. This was unanimously carried.

### REZONING EAST FRANKLIN STREET

Mayor McClamroch read a recommendation from the Planning Board that 56 acres east of East Franklin Street north of Bolin Creek be rezoned to Multi-Family. Alderman Prothro moved, seconded by Alderman Varley, that this recommendation be accepted and that an appropriate ordinance be prepared. This was unanimously adopted.

### REZONING-WILLOW DRIVE

Mayor McClamroch read a recommendation from the Planning Board for disapproval of a request for rezoning from Regional Commercial and Ra-20 to Multi-Family on the north side of Willow Drive because most of this was included in the recommended rezoning of the 56 acres above the balance was not considered desirable for rezoning to Multi-Family. Alderman Giduz moved, seconded by Alderman Varley, that the recommendation of the Planning Board be upheld. This was unanimously carried.

### SPECIAL USE APARTMENTS WILLOW DRIVE

Mayor McClamroch read a recommendation from the Planning Board for approval of a special use for twenty six (26) additional apartments on the north side of Willow Drive. Alderman Prothro moved, seconded by Alderman Giduz, that the application for a special use permit for twenty six (26) additional apartments be approved for construction in accordance with a plan dated October 28, 1965 entitled Proposed Apartments-- Willow Terrace Development Incorporation, contingent upon final passage of an ordinance rezoning the land to be occupied by these apartments from Regional Commercial to Multi-Family. The motion was unanimously carried.

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### REZONING-BOLIN CREEK

Mayor McClamroch read a recommendation from the Planning Board for approval of rezoning from Agriculture to Regional Commercial of a strip of land on the north side of Bolin Creek, 250 feet wide, extending from a point 250 feet east of Franklin Street to a point 250 feet west of the Bypass. Alderman Giduz moved, seconded by Alderman Kage, that the recommendation of the Planning Board be upheld and that the appropriate ordinance be drawn. This was carried unanimously.

### REZONING-SOUTH SIDE OF BOLIN CREEK

Mayor McClamroch read a recommendation by the Planning Board for approval of a rezoning request for about 18 acres on the south side of Bolin Creek from RA-20 to RA-10. Alderman Strowd moved, seconded by Alderman Varley, that the recommendation be accepted and that an appropriate ordinance be prepared. This was unanimously carried.

### REZONING SOUTH SIDE EPHEBUS CHURCH ROAD

Mayor McClamroch read a recommendation by the Planning Board for rezoning from RA-10 to Multi-Family of land on the south side of Ephesus Church road occupied by the Colony Apartments. Alderman Page moved, seconded by Akdernab Varley, that the recommendation by the Planning Board be accepted and that an ordinance be prepared. This was unanimously carried.

### REZONING NORTH SIDE OF EPHEBUS CHURCH ROAD

Mayor McClamroch read a recommendation from the Planning Board for approval of a special use for apartments on the north side of Ephesus Church Road. Alderman Strowd moved, seconded by Alderman Kage, that approval be given for a special use request for sixteen (16) apartment units on four acres of land on the north side of Ephesus Church Road to be constructed in accordance with a plan dated October, 1965 submitted by Mr. Glen Guy, subject to the adoption of an ordinance rezoning this land from Agriculture to RA-10. This motion was unanimously carried.

### REZONING-SOUTH SIDE DURHAM BOULEVARD

Mayor McClamroch read a recommendation from the Planning Board for disapproval of rezoning from RA-20 to Regional Commercial of about four acres of land on the south side of the Durham Boulevard, a small portion of which is owned by London Oil Company. Alderman Strowd asked Mr. Page, representing London Oil Company, if it would be acceptable if only the portion owned by London Oil Company was rezoned. Mr. Page indicated that that this would be satisfactory. In reply to a question, Mr. Martin, Planning Board Chairman, indicated that the Planning Board would not object to rezoning this portion of the request. Alderman Strowd then moved that the portion of the land in this request owned by London Oil Company be rezoned from RA-20 to Regional Commercial, and that the appropriate ordinance be drawn. This was seconded by Alderman Page and unanimously carried.

### REZONING-AIRPORT ROAD-HILLSBOUOUGH STREET

Mayor McClamroch read a recommendation from the Planning Board for approval of rezoning some thirty to forty acres of land between the Airport Road and Hillsborough Street to Multi-Family. Alderman Prothro moved, seconded by Alderman Kage, that the recommendation of the Planning Board be accepted and that an appropriate ordinance be drawn. This was unanimously carried.

### SPECIAL USE-APARTMENTS-AIRPORT ROAD

Mayor McClamroch read a recommendation from the Planning Board for approval of a special use request for two hundred and two (202) apartment units by Richard A. Birgel. Alderman Prothro moved, seconded by Alderman Strowd, that the special use be approved in accordance with the plans submitted dated November 1, 1965 entitled Proposed Multi-Family Apartment Complex with the following stipulations:



1. That detailed plans of the high rise unit in which will be included the proposed commercial development be returned to the Planning Board and the Board of Aldermen for final approval;
2. That the recreation and laundry building shown on the plans be relocated, either in the basement of one of the apartment units or a location not less than 150 feet from any property line;
3. That this be contingent on the final adoption of an ordinance rezoning this property.

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This motion was unanimously carried.

#### REZONING AIRPORT ROAD

Mayor McClamroch read a recommendation from the Planning Board that four requests for rezoning to Regional Commercial along the Airport Road near Longview Street be disapproved. In reply to a question, Mr. Martin explained that the Planning Board was attempting to protect Airport Road as one of the major entrances into Chapel Hill and that they did not feel commercial other than Limited Business should be allowed in this section. Alderman Strowd moved, seconded by Alderman Prothro, that the application for rezoning submitted by Wilbur Kutz be disapproved. This was unanimously carried. Alderman Prothro moved, seconded by Alderman Varley, that the application for rezoning to Regional Commercial by Clyde Whitt be disapproved. This was unanimously carried. Alderman Varley moved, seconded by Alderman Page, that the application for rezoning to Regional Commercial by Kathleen Whitt be disapproved. This was unanimously carried. Alderman Prothro moved, seconded by Alderman Strowd, that the application for rezoning to Regional Commercial by Clyde S. Whitt be disapproved. This was unanimously carried.

#### REZONING AIRPORT ROAD AT BARCLAY ROAD.

Mayor McClamroch read a recommendation from the Planning Board for disapproval of a suggested rezoning to Multi-Family of about eight acres on the west side of the Airport Road south of Barclay Road. Mr. Scroggs, Planning Board member, explained that the reason for this was the poor facilities for entrance of traffic onto Airport Road at this time, and that the fact that this land was surrounded by Ra-10 District. Alderman Kage asked if this would be a permanent zoning to Ra-10. Mr. Martin indicated that this was his thinking. Alderman Strowd stated that his vote on this would be only for this application and would not restrict his voting in the future. Alderman Giduz moved, seconded by Alderman Kage, that the recommendation of the Planning Board be upheld. This was unanimously carried.

#### REZONING AIRPORT ROAD NEAR ESTES DRIVE

Mayor McClamroch read a recommendation from the Planning Board for disapproval of a request for rezoning to Regional Commercial by W. Richmond Sloan. Alderman Strowd moved, seconded by Alderman Varley, that the recommendation of the Planning Board be upheld. This was unanimously carried.

#### REZONING-MERRITT MILL ROAD

Mayor McClamroch read a recommendation from the Planning Board for disapproval of suggested rezoning on the west side of Merritt Mill Road to Multi-Family. Alderman Strowd moved, seconded by Alderman Page, that the recommendation of the Planning Board be upheld. This was unanimously carried.

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#### REZONING SOUTH SIDE 54 BYPASS

Mayor McClamroch read a recommendation from the Planning Board for approval of rezoning from Multi-Family of about 21 acres on the south side of NC 54 Bypass. Alderman Giduz moved, seconded by Alderman Prothro, that the recommendation of the Planning Board be accepted and an appropriate ordinance be prepared. This was carried by a vote of 5-0 with Alderman Strowd abstaining.

#### REZONING NORTH SIDE 54 BYPASS

Mayor McClamroch read a recommendation from the Planning Board for disapproval of a suggested rezoning to Regional Commercial of land on the north side of NC 54 Bypass. Alderman Giduz stated that he was abstaining from discussion on voting on this issue as he owned property in the vicinity. Alderman Prothro moved, seconded by Alderman Kage that the recommendation of the Planning Board be upheld. This was carried by a vote of 5-0.

#### REZONING-NC 54 BYPASS MULTI-FAMILY

Mayor McClamroch read a recommendation from the Planning Board to rezone from Ra-10 to Multi-Family about eight acres of land on the north side of NC 54 Bypass. Alderman Giduz abstained from discussion of voting because of ownership of property in the vicinity. Alderman Prothro moved, seconded by Alderman Page, that the recommendation of the Planning Board be accepted and an appropriate ordinance be prepared. This was carried by a vote of 5-0.

#### THOROUGHFARES

Mayor McClamroch read a recommendation from the Planning Board that a feasibility study be requested from the State Highway Department for the proposed thoroughfare connecting Airport Road and Estes Road along Bolin Creek. Alderman Giduz moved, seconded by Alderman Kage, that the Highway Department be asked to make this study. This was unanimously carried.

#### SPECIAL USE-COHEN

Mayor McClamroch read a letter from Irvin Cohen requesting that, if the land south of 54 Bypass is rezoned to Multi-Family, that he be allowed to construct one hundred and eight (108) apartment units on his property in accordance with the plan previously submitted and approved for ninety two (92) units. He stated that the only modification in the original plan was that the parking would be increased to 1 1/2 spaces per unit rather than one. In reply to a question, Mr. Martin stated that the Planning Board was willing to accept one hundred and eight (108) units on this property. Alderman Giduz moved, seconded by Alderman Kage that a special use be requested for one hundred and eight (108) apartment units to be constructed in accordance with plans entitled Kingswood, by City Planning & Architectural Associates, Sheets 1, 2, & 3, undated but marked approved. This motion was passed by a vote of 5-0 with Alderman Strowd abstaining.

#### SALE OF TOWN TAGS

Alderman Page moved adoption of the following resolution:

#### RESOLUTION RELATING TO THE DEPOSIT OF MONEY FROM THE SALE OF TOWN AUTOMOBILE TAGS

WHEREAS, the Town of Chapel Hill has entered into an agreement with the Chapel Hill--Carrboro Merchants Association, by which the said Association has agreed to the sale of Town automobile license tags and the collection and deposit of the proceeds from said sales.



NOW, THEREFORE, BE IT RESOLVED BY the Board of Aldermen of the Town of Chapel Hill:

1. All funds collected by the Chapel Hill-Carrboro Merchants Association from the sale of Chapel Hill automobile license tags shall be handled in accordance with the provisions of Section 160-411.4, General Statutes of North Carolina, and shall be deposited by said Association in a special account entitled, "Town of Chapel Hill, Auto License Account", in the Central Carolina Bank & Trust Company, which is hereby designated as the approved depository for said funds.
2. Daily deposits shall be required whenever the collecting agency has in its possession as much as \$25.00 collected from the sale of said tags. No funds, regardless of the amount, shall remain undeposited at the end of each calendar month.
3. Payment of commissions due the Association from the sale of tags shall be made by the Town to the Association at the end of each month, based on sales actually made and reported by the Association during said month.
4. The net proceeds of all funds deposited in the special account, over and above commissions paid to the Association, shall be withdrawn by the Town Clerk from said Account and deposited in the General Fund Account of the Town of Chapel Hill.

This the 13th day of December, 1965.

This was seconded by Alderman Kage and carried unanimously.

#### SALE OF RUNNING CEDAR

Alderman Varley moved the adoption of the following ordinance:

#### AN ORDINANCE TO PROHIBIT THE SALE OF GROUND PINE OR RUNNING CEDAR IN THE TOWN OF CHAPEL HILL

BE IT ORDAINED by the Board of Aldermen of the Town of Chapel Hill that it shall be unlawful to sell or offer for sale inside the corporate limits of the Town of Chapel Hill, in any form, the plant *Lycopodium complanatum* (or *Lycopodium flabelliforme*) variously known as "Running Cedar", "Ground Pine", "Running Pine" or "Ground Cedar". This ordinance becomes effective January 1, 1966.

This the 13th day of December, 1965.

This was seconded by Alderman Prothro and unanimously carried.

#### TRAILERS

Alderman Page moved adoption of the following resolution:

#### RESOLUTION CONCERNING APPLICATION OF BUILDING CODE TO TRAILER PARKS AND MOBILE HOME COURTS

WHEREAS trailers or mobile homes, may not fully meet the requirements of the North Carolina Building Code which has been adopted by the Town of Chapel Hill, and

WHEREAS trailers or mobile homes, are generally considered as an acceptable temporary residence, and

WHEREAS some of the problems inherent in trailer construction can be alleviated by use of well designed, controlled trailer parks or mobile home courts;

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that exceptions to the Building Code for trailers or mobile homes located in approved trailer parks or mobile home courts, which exceptions shall not, in the opinion of the Building Inspector, constitute an undue hazard to the occupant of the trailer or nearby trailers, may be allowed provided that such exception shall be limited to those features basic to the transient and temporary nature of the structure.

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The above shall not exempt the owner of a trailer or mobile home from obtaining a permit prior to locating the trailer or mobile home in a trailer park or mobile home court, nor eliminate the necessity for meeting, as far as possible, requirements of the Building Code.

All trailers or mobile homes located outside of approved trailer parks or mobile home courts shall meet all of the requirements of the building Code, provided however that this shall not be applied to trailers or mobile currently situated outside of approved trailer parks or mobile home courts, provided further that if any such legally located trailer or mobile home is destroyed by fire or other catastrophe that it may be replaced within sixty (60) days of the date of the destruction if the replacement meets the requirements pertaining to trailers located in trailer parks or mobile home courts. If a currently existing trailer or mobile home is moved from the site, no trailer or mobile home or other structure shall be placed on this site except one that meets the full requirements of the Building Code.

This the 13th day of December, 1965.

This was seconded by Alderman Varley and unanimously carried.

#### FIRE PROTECTION

Mayor McClamroch read a proposed contract with Colony Apartments for fire protection. Alderman Page moved, seconded by Alderman Prothro, that this contract be approved and that the Mayor and Town Clerk be authorized to sign for the Town. This was unanimously carried. Alderman Varley moved, seconded by Alderman Prothro, that the fire protection contract with North Carolina Heart Association be extended for an additional year without change. This was carried unanimously.

#### PARKING CAMERON AVENUE

~~Alderman Strowd moved adoption of the following ordinance:~~

#### AN ORDINANCE RELATING TO PARKING ON CAMERON AVENUE

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

##### SECTION I.

That from and after the 13th day of December, 1965 it shall be unlawful to park an automobile or vehicle of any kind on the north side of Cameron Avenue within a distance of 100 feet east from the right of way line and 50 feet west of the right of way line of Mallette Street.

##### SECTION II.

All ordinances in conflict herewith are hereby repealed.

This the 13th day of December, 1965.

This was seconded by Alderman Varley and unanimously carried.

#### PARKING-NORTH GRAHAM STREET

Alderman Giduz moved adoption of the following ordinance:

#### AN ORDINANCE RELATING TO PARKING ON NORTH GRAHAM STREET

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

##### SECTION I.

That from and after the 13th day of December, 1965 it shall be unlawful to park an automobile or vehicle of any kind on either side of North Graham Street from West Rosemary Street to a point 100 feet south of the southern right of way line of West Rosemary Street.

SECTION II.

All ordinances or portions of ordinances in conflict herewith are hereby repealed.

This the 13th day of December, 1965.

This was seconded by Alderman Prothro and unanimously carried.

PARKING-SOUTH ROAD

Alderman Page moved adoption of the following ordinance:

AN ORDINANCE RELATING TO PARKING ON SOUTH ROAD

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

SECTION I.

That from and after the 13th day of December , 1965, it shall be unlawful to park an automobile or vehicle of any kind on the south side of South Road between the center line of Raleigh Street and a point 50 feet east of the present driveway entrance to Carmichael Auditorium, which "No Parking" area extends from the center line of Raleigh Street to a point approximately 570 feet eastwardly therefrom.

SECTION II.

All ordinances in conflict herewith are hereby repealed.

This the 13th day of December , 1965.

This was seconded by Alderman Varley and carried unanimously.

RELEASES & REFUNDS

Alderman Kage moved, seconded by Alderman Giduz, that the following releases and refunds be approved as erroneously charged. This was unanimously carried.

Releases

Javad Vakilzadeh	3384	30.77	Real property not in Town
Earl Watlington	4539	2.47	This is double listed

Refund

Herbert Paylor	2622	40.06	Property located in Carrboro, listed in error
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MEETING DECEMBER 27, 1965

Alderman Strowd moved, seconded by Alderman Varley, that the regularly scheduled meeting for December 27, 1965 be postponed until January 10, 1966. This was unanimously carried.

SPECIAL-MEETING-DECEMBER 20, 1965

Mayor McClamroch call a spedial meeting for 5:00 p.m. December 20, 1965 to consider bies on new police cars, and an ordinance rezoning the area occupied by Willow Terrace Apartments.

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## ANNEXATION

Alderman Kage requested that a memorandum be prepared covering proposed annexation for the next several years.

## JOINT MEETING

Alderman Kage asked that a joint meeting be arranged with the School Board early in 1966 for discussion of mutual problems. Alderman Strowd suggested that representatives of the County Commissioners be invited to attend.

## PLANNING

Alderman Giduz moved, seconded by Alderman Kage, that the memorandum recently submitted to the Board of Aldermen by Mr. Chapin, be officially transmitted to the Planning Board for their study and comment. This was unanimously carried.

## RECREATION

Alderman Prothro called the Board's attention to the need for a building in downtown Chapel Hill to be used by teenagers.

The meeting adjourned at 10:52 P.M.



Mayor



Town Clerk

## MINUTES

### BOARD OF ALDERMEN

### TOWN OF CHAPEL HILL

The Board of Aldermen met at a Special Meeting on December 20, 1965 at 5:00 P.M. with the following members present: Mayor McClamroch; Aldermen Strowd, Giduz, Kage, Page, Prothro and Varley. Also present was Assistant Town Manager Caldwell. Town Manager Peck and Town Clerk Roberts came in while the Budget amendment was being considered.

### , DRIVEWAY-CEDAR STREET

The Mayor recognized Mr. Harris who told the Board of the problem of her driveway entering Cedar Street with new curb and gutter installed. The Board agreed to ask the Town Manager and Town Engineer to investigate the situation.

### REQUEST FOR SPECIAL PUBLIC HEARING

C. Whid Powell appeared before the Board and requested that a Special Public Hearing be set for January 10, 1965 in order to consider his rezoning application. Alderman Kage moved, seconded by Alderman Varley, that a Special Public Hearing be advertised for January 10 contingent upon the Planning Board being agreeable to this Special Hearing. This motion was unanimously passed.

### BIDS-POLICE CARS

Asst. Town Manager Caldwell reviewed the two bids received from Crowell Little Motor Co. and Yates Motor Co. for the sale of three (3) new police cars to the Town. Bids were not received from three other companies who received invitations. Chief Blake discussed the Police Departments' experience with different makes of automobiles and the availability of parts for repairs. With this in mind, he recommended purchasing Plymouths which carry a 50,000 mile warranty on moving parts. Mr. Caldwell stated that the Town had had to replace an engine and a transmission with less than 40,000 miles on them in the 1965 Fords being traded.

Alderman Giduz moved that the bid from Yates Motor Co. in the amount of \$4,953.50 be accepted and the three cars purchases as recommended by the Chief of Police and Purchasing Agent. Seconded by Mr. Page, the motion passed unanimously.