

AIRPORT COMMITTEE

Mayor Lee reported that Mr. William Green, director of public relations for Duke University, had been appointed to membership on the Airport Committee.

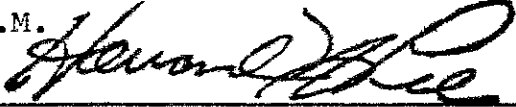
CIVIL DEFENSE

Mayor Lee said that he had received a report from the Civil Defense director who would like to make his report to the Board of Aldermen November 9, 1970.

NDP

Mayor Lee said that the Citizens Group for Action had agreed on an addendum to the application for NDP, that any changes were so slight that it had not been necessary to call an additional public hearing or even bring them before the Board of Aldermen and that he had hopes for a financing of the project in the near future.

The meeting adjourned at 6:20 P.M.


Mayor


Town Clerk, David Roberts

MINUTESBoard of AldermenTown of Chapel Hill

The Board of Aldermen met at a regular meeting at 7:30 P.M., October 26, 1970 with the following members present: Mayor Lee, Aldermen Scroggs, Nassif, Smith, Welsh and Bernholz. Alderman Coxhead was absent. Also present were Town Manager Peck and Town Attorney Denny.

MINUTES

Alderman Smith moved, seconded by Alderman Nassif that the minutes of October 19, 1970 be approved as distributed. This was unanimously carried.

MODIFICATION-BOOKER CREEK APARTMENTS

Mr. Fields, representing Bobby Roberts, asked that a modification to the approved special use permit for Booker Creek apartments be considered at this time. He said that there had been a change in the plans regarding: 1) use of horizontal siding instead of vertical siding; 2) elimination of a closet overhang over the front doors; 3) use of brick instead of wood on the end walls. Alderman Nassif moved, seconded by Alderman Welsh to receive the petition and hear it at the end of the agenda with the comment that it may have to be sent to the Planning Board for study and recommendation. This was unanimously carried.

CONSTITUTIONAL AMENDMENTS

Alderman Bernholz discussed the amendments which would be voted on at the election, November 3, 1970. He supported the amendment allowing three-fifths of the General Assembly to call a special session, the elimination of the minimum exemptions on state income taxes, the elimination of the requirement that a voter must be able to read and write, the re-distribution of escheats to all state education institutions of higher learning and the general revision to revise certain language in the constitution. He said that he could not support the re-organization of state administration because it was vague, particularly as it affected higher education. He did not discuss the amendment affecting state and local finances as this had been discussed and approved by the Aldermen at the previous meeting. Attorney Denny said that the amendment concerning income tax deductions would allow simplification of the income tax return. He noted that all except the local government would become effective July 1, 1971 if approved

and that would become effective July 1, 1973. Mayor Lee said that he would like the Board to take positions on more such issues in the future. Alderman Bernholz moved, seconded by Alderman Smith to support and recommend to the voters all of the amendments except the state re-organization. Alderman Nassif made a substitute motion, seconded by Alderman Welsh that the voters be urged to support all of the amendments except for re-organization and oppose that. The substitute motion passed by a vote of 5 to 0.

STATUS OF WOMEN

Alderman Welsh read the following report from the Mayor's Ad Hoc Committee on the Status of Women.

Report of the Ad Hoc Committee appointed by Mayor Howard Lee to consider the question: Should the Town of Chapel Hill have a Commission on the Status of Women?

The committee convened Sunday, October 11 to examine the question. After two hours the group agreed:

1. That women in Chapel Hill and in the Research Triangle area still face a multitude of problems relating to 1) equal pay for equal work 2) access to employment commensurate with ability 3) access to education and training 4) opportunity to be effective in political life 5) child care when they are working mothers or women in training for employment, 6) community attitudes. Minority women still face the double jeopardy of being black and female. An examination of the 1964 Report of the Governor's Commission on the Status of Women revealed the fact that many of the problems identified in that report are still with us.

2. That it would be useful for some agency of local government to pay attention to these problems, and if possible to give leadership to other agencies more directly able to deal with them in a practical sense.

3. That in the interest of avoiding proliferation of commissions it would be wise to advise the Aldermen to charge the Human Relations Commission with responsibility for this area of community concern, perhaps suggesting the device of a sub-committee whose principal responsibility it would be. Such a sub-committee could survey the problems, perhaps hold hearings to determine pressing areas of concern, examine what is presently being done, provide information about and coordination of existing programs, and make recommendations to appropriate bodies for new programs.

One virtue of this approach would be that in the context of the Human Relations Commission it would not be necessary narrowly to focus too narrowly on women's problems, but they could be placed in the broader context of social problems with which the Town must be concerned.

Respectfully submitted,

Florrie Glasser
Maggie Matthews
Jane Parker
Ann Borders-Patterson
Anne Scott
Alice Welsh

(Paula Goldschmid, Eliska Chanlett
are members but were not able to
be present)

Alderman Welsh suggested that three minor amendments be made to the Ordinance Establishing the Human Relations Commission, to broaden its scope and asked that it establish a sub-committee or task force or advisory council to consider the problems of women. She moved, seconded by Alderman Bernholz not to adopt the ordinance proposed previously but to amend the Human Relations Commission ordinance and charge them with the consideration of this problem. She asked that the necessary ordinance be prepared. Alderman Bernholz supported this approach. Alderman Smith said that the Human Relations Commission had discussed the necessity of enlarging the Commission and suggested

that the recommendation on this be received from the Human Relations Commission and made part of the same ordinance amendment. The original motion was carried by a vote of 4 to 1 with Alderman Smith opposing. Mayor Lee questioned whether an addition to the Human Relations Commission was needed at this time. Alderman Welsh indicated that an advisory council or task force to assist in this could be appointed from outside the Human Relations Commission. Mayor Lee asked that the Human Relations Commission be given the problem and allowed to ask for changes in the Commission at a later time if they felt it appropriate. Dr. Joesting protested this procedure.

SIDEWALKS

Alderman Welsh told the Board that the Appearance Commission was working on the project for improving East Franklin Street including benches, lights, trees and etc. She moved, seconded by Alderman Nassif that the Appearance Commission be requested to speed this project as much as possible in order to make the planting season this fall. This was unanimously carried.

GARBAGE ORDINANCE

Mayor Lee told the Board that minor revisions had been made in the proposed garbage ordinance and that copies had been made available to all Aldermen. Alderman Nassif questioned the period for raking loose leaves to the curb and said that he felt the period from October 20 to February 1 was too short. It was agreed that section 3-f be changed to add the words "to prevent spillage" after "effective means," concerning the covering of trucks going to the landfill. Alderman Smith moved, seconded by Alderman Scroggs to adopt the ordinance with this one change. Alderman Nassif made a substitute motion, seconded by Alderman Bernholz to change the date February 1 to April 1 on the collection of leaves. Alderman Scroggs suggested compromising to March 1. Alderman Nassif would not agree and said that March 15 would be acceptable. Alderman Smith did not agree to amend his original motion to include this date. A substitute motion for extending leaf collection to March 15 was defeated by a vote of 2 to 3 with Aldermen Nassif and Bernholz voting for the motion. Alderman Smith then moved, seconded by Alderman Scroggs to set this date at March 1. This was carried by a vote of 3 to 2 with Aldermen Nassif and Bernholz opposing. The original motion with the change in leaf collections from February 1 to March 1 was then passed by a vote of 4 to 1 with Alderman Nassif opposing.

AN ORDINANCE TO REGULATE THE DISPOSITION AND COLLECTION OF GARBAGE, REFUSE, RUBBISH AND OTHER WASTE MATERIALS WITHIN THE TOWN OF CHAPEL HILL

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF CHAPEL HILL:

SECTION I.

For the purposes of this Ordinance, the following words and phrases are defined as follows:

- a. Animal Litter. The term "animal litter" shall mean droppings from cats, dogs, birds or other animals and material used in pens, cages or animal boxes.
- b. Ashes. The term "ashes" shall mean refuse resulting from the burning of wood, coal, coke or other combustible material which has no live embers.
- c. Building Materials. The term "building materials" shall mean materials such as lumber, bricks, plaster, soil, rock and other substances accumulated as a result of repairs to existing buildings, construction of new buildings, or landscaping.
- d. Bulk Container. The term "bulk container" shall mean a metal container of not less than two cubic yards nor larger than four cubic yards. Said container shall be of tight construction with doors opening on top and constructed so that it can be emptied by the Town truck.

- e. Central Business District. The term "Central Business District" shall mean anywhere in the area zoned central business.
- f. Commercial Refuse. The term "commercial refuse" shall mean all refuse (other than ashes, dead animals, leaves, tree trimmings, yard trimmings, hazardous refuse or animal litter), incident to the ordinary conduct of retail, wholesale or commercial businesses.
- g. Garbage. The word "garbage" shall mean the refuse of animal or vegetable food stuffs resulting from the handling, preparation, cooking and consumption of food.
- h. Hazardous Refuse. The term "hazardous refuse" shall mean materials such as poison, acids, caustics, infected materials and explosives.
- i. Household Refuse. The term "household refuse" shall mean all refuse (other than ashes, or dead animals, tree branches, leaves, yard trimmings, hazardous refuse and animal litter), incident to the ordinary conduct of the household which can be placed in 30 gallon containers. This shall include garbage, rubber, paper, rags, cans, boxes, cartons, glass, crockery, dust, etc.
- j. Industrial Waste. The term "industrial waste" shall mean all waste generated from factories, processing plants and other manufacturing enterprises.
- k. Multiple Residential Unit. The term "multiple residential unit" shall mean any duplex, apartment or groups of apartments under a single roof and used for dwelling places of more than one family.
- l. Person. The term "person" shall mean a person, group of persons, firm, company, corporation or association.
- m. Refuse Receptacles. The term "refuse receptacles" shall mean a can or container of metal or plastic and of substantial construction, watertight with tight fitting lid, provided with handles sufficient for the safe and convenient handling which shall be kept in serviceable condition and covered at all times. Such receptacle shall have a capacity of not less than ten gallons nor more than thirty gallons. Receptacles must be approved by the Sanitation Department.
- n. Retail, Wholesale and Commercial. The term "retail, wholesale, and commercial" shall mean any office, retail store, wholesale store, bottling plants, printing establishments, service station, religious, charitable or government offices, private clubs, schools and hospitals.
- o. Rubbish. The term "rubbish" shall mean combustible and noncombustible waste materials except garbage; and the term shall include boxes, wood, excelsior, tree branches, yard trimmings, leaves and ashes.
- p. Small Dead Animals. The term "small dead animals" shall mean cats, dogs, and other animals of similar size.

SECTION II.

The following pre-collection practices shall apply to all persons within the Town of Chapel Hill:

- a. Refuse Receptacles. Every person producing or having refuse collected by the Town shall provide and keep on the premises or property occupied or used by him refuse receptacles or bulk containers to handle all accumulations of refuse on said premises or property in the interval between collections by the Town. Every such person shall dispose of all such refuse including garbage, which accumulates on his premises in a clean and sanitary manner by placing it in the refuse receptacle or bulk container specified herein.

b. Rubbish Disposition. Shrubbery trimmings, tree trimmings and lawn clippings shall be placed by the occupant at the front of the premises or immediately adjacent to that portion of the street right of way normally used by vehicles. Shrubbery trimmings, tree trimmings, and other similar materials for collection shall be securely tied in bundles not heavier than seventy-five (75) pounds nor more than four (4) feet in length and twelve inches in diameter so that they can be handled by one man. Cardboard, corrugated board, kraft board, wooden crates, lawn clippings or other rubbish shall be flattened and tied in bundles of such size that they can be handled by one man or placed in either plastic bags, heavy paper bags, or refuse receptacles. Large items of rubbish such as furniture, large limbs, etc. may be placed behind the curb for pickup on an unscheduled basis. No stumps or tree trunks that cannot be handled by two men will be picked up.

c. Animal Litter. Animal litter must be placed in watertight bags or containers and placed behind curb.

d. Leaves. Leaves shall be contained in refuse receptacles, plastic bags, or heavy paper bags, and placed for collection immediately adjacent to that portion of the street right of way normally used by vehicles. From October 20 through March 1, leaves may also be placed for collection in loose piles, exclusively of leaves, immediately adjacent to that portion of the street right of way normally used by vehicles.

e. Retail, Wholesale and Commercial Establishments. Retail, wholesale and commercial establishments shall be limited to seven (7) refuse receptacles, or one bulk container unless arrangements have been made for additional collections and services.

f. Bulk Containers. Bulk containers shall at all times be kept in a place easily accessible to the Town equipment, and no service shall be given to those establishments permitting objects, obstructions, or vehicles to hinder in any way whatsoever the servicing of said bulk containers.

g. Industrial Waste. Industrial waste shall be collected, removed and disposed of by the operator of the factory, plant or enterprise creating or causing the same.

h. Hazardous Refuse. No explosive substance, hazardous refuse, poisons, liquid wastes, or hazardous chemicals shall be placed in any receptacle used for collection of refuse by the Town.

i. Lot Clearing or Construction. No materials such as trees, shrubbery or underbrush resulting from land being cleared or building materials incident to construction shall be placed for collection by the Town, but shall be disposed of by the contractor or builder. In the event that the contractor or builder fails to remove such material, it shall be the responsibility of the owner of the property.

j. Public Right-of-Ways. It shall be unlawful for any person to place, deposit or leave or cause to be placed, deposited or left temporarily or permanently, to throw or cause to be thrown any trash, refuse, litter, garbage, or waste material of any kind upon the right of way of any public street, sidewalk, highway or alley within the Town of Chapel Hill, except as hereafter authorized and approved:

(a) Garbage cans, boxes or similar containers may be placed upon said right-of-way in the central business district after the hour of 11 p.m. and left until 9 a.m. each day excluding Sundays for the purpose of pick-up and collection by the Sanitation Department of the Town of Chapel Hill in accordance with established collection policy.

(b) Rubbish may be placed upon said right-of-way subject to the pre-collection practices set forth herein. Such rubbish shall be placed behind the curb, or where there is no curb, off the traveled portion of the street. No rubbish shall be placed so as to block the sidewalk.

k. Street Cans. Cans or litter receptacles provided by the Town of Chapel Hill in the central business district are placed on the streets for the use of the public in disposing of litter. No person shall use such cans for disposal of garbage, refuse, or rubbish collected or accumulated on their property. Persons making deliveries of newspapers, or other merchandise shall not use street cans for disposal of garbage or refuse generated in the operation of their business.

l. Other Limitations. No person shall throw, dispose, or sweep from any household, yard, sidewalk or elsewhere garbage or miscellaneous refuse into a storm drain, manhole, ditch or median within the Town of Chapel Hill.

m. Multiple Residential Units. All new multiple residential units of six or more units shall provide bulk containers. Existing multiple residential units of six or more units shall within two years of the date of the adoption of this Ordinance provide bulk containers.

SECTION III.

The following collection procedures shall be in effect within the Town of Chapel Hill:

a. Household refuse and garbage in refuse receptacles will be picked up in the rear yard twice each week.

b. Commercial refuse will be picked up twice each week from the premises of retail, wholesale, and commercial establishments if properly contained in refuse receptacles or bulk containers as limited by this Ordinance. Additional collections will be made in accordance with the schedule of fees adopted by the Board of Aldermen.

c. Curbside Service. Shrubbery trimming, tree trimmings and lawn clippings, animal litter, and other rubbish when placed as provided by this Ordinance shall be picked up once a week, normally on Wednesday. Larger items of rubbish, furniture, or trash not prepared in accordance with pre-collective procedures will be picked up on an unscheduled basis.

d. Leaves. Leaves shall be collected when placed for collection as provided by this Ordinance.

e. Small Dead Animals. Small dead animals will be collected without charge between 8:30 a.m. and 4:00 p.m., provided the body is in a location adjacent to street. Owners of large dead animals shall be responsible for their removal and disposal.

f. Vehicles Hauling Garbage or Rubbish. No vehicle hauling garbage, rubbish or refuse shall be allowed to deposit same at the Town's landfill unless said garbage, rubbish or refuse is enclosed in said vehicle or otherwise covered by some effective means to prevent spillage while traveling to the landfill.

SECTION IV.

All Ordinances and portions of Ordinances in conflict herewith are repealed.

SECTION V.

This Ordinance shall be effective from and after the date of its adoption.

This the 26th day of October, 1970.

SEWER-PRITCHARD BRANCH

The Town Manager told the Board that the original estimate under which the Town agreed to extend the sewer line from Morgan Creek to the proposed Inter Church Council housing near Pritchard Branch on the north side of the Bypass had been based on an 8 inch sewer line. He then recommended that a line of sufficient size be constructed at the time this work was done to provide drainage from the entire Pritchard Branch area and permit the elimination of two

sewer pumping stations now serving Westwood. Under the present zoning this could be done with a 10 inch line, but if any increase in density were contemplated it would require a 12 inch line. The Board approved the 12 inch line and asked that a budget amendment be made to cover this estimate.

THOROUGHFARE PLAN

The Manager discussed the letter received from the Highway Department indicating that the proposed transit study would be sufficient to cover the Town's share in the revision of the thoroughfare plan which had been estimated at \$7,000. This would be subject to approval by D.O.T. of funding the transit study. The Board agreed to approve an agreement with the Highway Department covering this. An agreement will be prepared and submitted to the Board for approval.

COLONY COURT

The Manager reported that the matter of motorcycles on the bank apparently had been stopped and that the Granville Tower people had agreed to plant some bushes along this line to discourage any such further use. This was accepted by the Board. Alderman Smith asked that the police department keep an eye on this area.

RELEASES AND REFUNDS

Alderman Smith moved, seconded by Alderman Scroggs to approve the following releases and refunds as having been erroneously charged. This was unanimously carried.

NAME	REC.#	AMOUNT	REASON
John H. Clark	1103	\$19.32	Real property in New Hope section
E. E. Blackwood	492	20.98	Real property in Calvander section
Juanita&Norman Davis	1462	5.80	Real property on Piney Mt. Road
George Edwards	1720	7.31	Real property on Piney Mt. Road
William&Betty Geer	2171	6.76	Real property in Riggsbee Heights
Herman&Dorothy Green	2322	18.77	Real property in N. Forrest Hills
Maxwell&Zoe McCombs	3701	39.19	Real property in Greene Hills
Milton&Clarine Harris	2504	4.14	Real property near Union Grove Church
Cameron&Kattie Hargrave	2451	\$ 7.18	Real property on Piney Mt. Road
James&Margaret Skinner	5262	33.81	Real property off Ervin Rd.
William H. Wilson	6251	16.01	Real property off #54 West
Arvin&Bessie Bailey	224	337.80	Outside of Town-Briarcliff
John & Nancy Davis, Jr.	1460	417.16	Outside of Town-Briarcliff
Thomas&Jeanne Haley	2393	352.62	Outside of Town-Briarcliff
Dirk & June Spruyt	5412	57.68	Real property south of Morgan Creek
Guy F. Adams	17	36.64	Personal property located in Durham Co.
Lawrence V. Arch	151	24.81	Personal property located in Carrboro
Diana Thomas (1969)	5421	22.43	Personal property located in Carrboro
Joseph C. Lowman	3610	20.73	Personal property located in Dogwood Acres
Ora D. Purvis	4752	38.71	Personal property near Orange Church
Ada Lentz	3451	6,276.37	Sewer should have been \$32.63. Tax bill showed \$6,300.
Michael A. Newman	4292	1,000.00	Sewer charged in error; only personal property
John D. Eyre	1825	18.00	Not connected to sewer
D. Clifton Brock	654	18.45	Not connected to sewer
Donald G. Holloway	2757	4.83	Real property off Damascus Church Road

Burton K. White, Jr.	6105	1,000.00	Sewer charged in error; only personal property
Robert M. Lester	3467	2.90	Real property off Jones Ferry Road
Dorothy M. Scura	5150	23.98	Personal property located in Brigham Court
Robert E. Lemmon	3446	19.35	Personal property located on Homestead Road
David M. Lawrence	3397	21.32	Personal property located on Homestead Road
Barbara Khandelwal	3199	13.52	Personal property listed by mail, but lived in Va. as of January 1, 1970
David R. Diamond(1969)	1489	1.00	Listed Poll tax in Ohio
Carolina Fleets, Inc.	6414	526.06	Picked up county valuation of \$50,510, City was only \$12,390
The Southland Corp.	6814	580.36	Valuation was computed wrong. Listed for \$52,310; should have been \$10,255
Howard Tate	5605	387.59	Property listed in error to Mr. Tate, should have been listed to George Tate, Jr.
Danny J. Miller	4036	3.76	Property located in Heritage Hills
George A. Schieren	5088	\$ 3.45	Valuation of \$250.00 not in Town
Allen E. Boyd	584	20.70	Trailer listed in error, located 6 miles west of Chapel Hill
James A. Barnes	394	32.53	Personal property was listed in error
Little General Store	6657	781.56	County reduced valuation from \$69,305 to \$12,670
Sylvia P. Gelblum	2177	18.77	County reduced valuation from \$29,230 to \$27,870
A.M. Anderson Co.(1969) (for Ronald Pickett)	4402	36.00	Not connected to sewer, should be refunded to Anderson Co.
Howard C. Tate(1969)	5360	33.78	County reduced valuation from \$18,400 to \$15,720. Failed to charge Mr. Tate sewer in 1969 (Refund-\$33.78 less \$18.00= \$15.78)
Spence, Lester & Crumpton	6689	33.01	Bill was paid in error. Not in Town. (Paid by Midgette & Page)

ZOO

The Town Manager reported that Mr. Roy Barham of Route # 1, Butner had requested the Board's support in location of the zoo on the Butner property. Alderman Bernholz moved, seconded by Alderman Smith that this consideration be postponed until the meeting of November 2, 1970 and that Mr. Barham be invited to present the matter at that time.

HUMAN RELATIONS COMMISSION

The Board was informed that Mrs. Walters had declined the appointment to the Human Relations Commission and agreed to open the matter of re-nomination at the November 2, 1970 meeting. Alderman Bernholz nominated Dan Pollet for this vacancy.

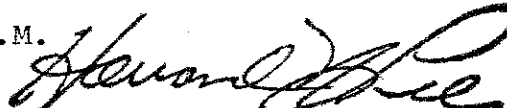

SUBSTANDARD HOUSING

The Manager circulated a report by the Building Inspector and notification that he would request an ordinance authorizing the demolition of housing at 103 Johnson Street, 601 Gore Street and 405-7 Merritte Mill Road. Alderman Bernholz moved, seconded by Alderman Scroggs that the necessary ordinances be prepared for consideration on November 2, 1970. This was unanimously carried.

BOOKER CREEK APARTMENTS

Mr. Jones and Mr. Fields discussed this project with the Board, stating that about one-fourth of the apartments had been framed in and that they would like the Authority to continue the changes on these but would go back to the original plans for the balance of the project. Mr. Palmer showed the original sketches from which the approval was made and stated that the building permits were granted on plans which showed the construction to be as shown in the original sketches. The Attorney said that the approval had been based on the sketches and that if a change was desired, it should have been requested of the Board and referred to the Planning Board for recommendation. Alderman Scroggs said that this looked a lot like architectural control and questioned whether this was a significant modification. Alderman Nassif felt that the matter of changing the elevation was a significant modification. Alderman Smith moved, seconded by Alderman Nassif to refer this to the Planning Board for study and recommendation. Mr. Fields said that the buildings now constructed could be revised to give a similar appearance as the sketch by adding a dummy closet but that it would difficult to change the siding from brick to board or from vertical to horizontal. Alderman Scroggs suggested that he might want to bring revised drawings or photographs to the Planning Board for their consideration. The motion was unanimously carried.

The meeting adjourned at 9:35 P.M.


 Mayor

 Town Clerk, David Roberts

MINUTES

Board of Aldermen

Town of Chapel Hill

The Board of Aldermen met for a special hearing at 4:00 P.M., November 2, 1970 with the following members present: Mayor pro tem Nassif, Aldermen Smith, Scroggs, Welsh and Coxhead. Planning Board members present were: Hemmens, Hurow, Locke, Carroll, Shearer, Mitchell, Spransy and Wallace. Also present were Town Manager Peck and Town Clerk Roberts.

PUBLIC HEARING

PARKING-CBD

Mayor pro tem Nassif read the advertisement for the special hearing to consider an amendment to the zoning ordinance which would allow the required parking for the CBD to be in a commercial district outside of the CBD if it is within 1,000 feet of the use. Mr. Palmer explained the proposal using maps to show the central business district surrounding the CBD which might be affected by this amendment. Alderman Scroggs noted that there was limited land for parking within the Central Business District and felt that some parking outside would be desirable if it did not conflict with residential districts. There was no public support or opposition. Alderman Welsh moved, seconded by Alderman Scroggs to refer this to the Planning Board for consideration and recommendation. This was carried by a vote of 5 to 0.

The public hearing was adjourned at 4:12 P.M. and the regular meeting called into session. Alderman Bernholz was present for the regular meeting.

REGULAR MEETING

MINUTES

Alderman Coxhead moved, seconded by Alderman Smith to approve the minutes of the meeting of October 26, 1970 as corrected. This was unanimously carried.