

the present dog ordinance. Mr. Preslar said that the fees appeared to be low, and they probably should be increased. Alderman Nassif moved, seconded by Alderman Wallace, to advertise for applications for the position of dog warden. This was unanimously carried. Alderman Smith said that the county had a dog shelter at Hillsborough which could be used as long as necessary. Mr. Preslar said that this was not satisfactory unless it had been improved. Alderman Welsh asked for a full report on the County facility. Mr. Preslar said that an investigation had been made by members of the society and that he would obtain the report. He was asked to have this report by the meeting of September 6.

LEASED PARKING

Alderman Welsh moved, seconded by Alderman Wallace, that the policy resolution concerning leased parking for meeting requirements of the zoning ordinance be deferred until sometime in September. This was unanimously carried.

TRAFFIC LIGHT - PITTSBORO STREET-CAMERON AVENUE

Alderman Coxhead moved, seconded by Alderman Welsh, that an ordinance be prepared for a traffic light at the intersection of Cameron Avenue and Pittsboro Street, and that a budget ordinance be prepared amending the budget to appropriate funds for this purpose. This was unanimously carried.

The Board asked that another letter be written to appropriate persons in the Highway Department concerning the traffic light at Merritt Mill Road and W. Franklin St.

SERVICE STATION ZONING

Mr. Palmer asked that this matter be deferred until the meeting of September 6, to give the staff more time to study it. He told the Board that it could be reviewed at that time and still advertised for the September hearing. Alderman Welsh moved, seconded by Alderman Wallace, to approve this request. Mr. Palmer then went on to point out that the present proposal would allow only one additional gas station in the entire planning area, and said that he would like to propose alternatives.

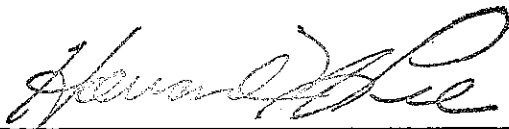
SEWER CONTRACT

Alderman Nassif moved, seconded by Alderman Wallace, to advertise for bids for construction of sewer to serve Whitehead Circle and Chase Avenue. Alderman Coxhead asked if these bids taken last June could be negotiated? The Town Attorney ruled that they could not be negotiated upward as requested by the low bidder. The motion was unanimously carried.

REDEVELOPMENT COMMISSION

Mayor pro tem Smith read a letter from Mayor Lee announcing resignations from the Redevelopment Commission of Mr. Ben Perry and Mr. Bynum Weaver. It said that because of the pressure for getting a full Board to act, that he requested that the appointment procedure be shortened to allow nominations and appointments at the next meeting. The Aldermen agreed that if recommendations were received from the Redevelopment Commission that they would have their nominations by that date so that they could act.

The meeting adjourned at 6:33 P.M.


Mayor


Town Clerk, David B. Roberts

MINUTES

Board of Aldermen

Town of Chapel Hill

The Board of Aldermen met at a regular meeting at 4:00 P.M. on September 6, 1971 with the following members present: Mayor Lee, Aldermen Nassif, Smith, Scroggs, Welsh, Coxhead, and Wallace. Also present were Town Manager Peck, Town Clerk Roberts, and Town Attorney

rebuild their pump station to where it could service Mr. Roberts' apartments. Mr. Roberts said that he was agreeable to this proposal. Alderman Scroggs said that he felt any agreement should be made between Chapel Hill and Carrboro, not between Chapel Hill and Mr. Roberts. Alderman Nassif said that an overall proposal from Carrboro should be discussed with Carrboro. Alderman Welsh questioned the standards of apartment development required by Carrboro. Alderman Coxhead said that he felt that a temporary connection would be satisfactory and asked about enforcement. Mr. Peck said that the only enforcement would be the agreement that if the Carrboro sewer pump were not moved within a stipulated time that Mr. Roberts would become a permanent customer of Chapel Hill and pay the acreage fees due for the project to Chapel Hill instead of Carrboro. Alderman Scroggs said that he felt that it would be more satisfactory if Mr. Roberts installed a pump and pumped back to the Carrboro system in the beginning. Alderman Smith asked the Utility Commission to consider this project (Mayor Lee, Aldermen Nassif and Scroggs, and Town Manager Peck). Alderman Wallace felt that the initiative should come from Carrboro, not from Chapel Hill, and questioned Carrboro's planning procedures. Alderman Nassif agreed with Mr. Wallace and the consensus of the Board was that no action be taken until Carrboro initiated it, at which time it could meet with the Utilities Committee.

LAND FILL

Mr. Lonnie Poole, City and Waste Industries, Inc. of Raleigh, presented a proposal for operating a private land fill and contracting with Chapel Hill and other parties for disposal of solid wastes. The Town Manager presented some estimates of use of the land fill by various users, including Chapel Hill, Carrboro, and the University, McFarland Collection Service, and various contractors and other individuals with the proposed price of \$.40 per cubic yard for disposal through Mr. Poole's organization compared to \$.20 to \$.30 by the Town. It appeared that this would amount to considerably more cost than a town-operated system. Alderman Welsh said that she would like to have land owned by the Town so that it could be used after the land was worked out as a land fill. The Town Manager was asked to call the University's attention to this proposal. No action was taken.

PEDESTRIAN BRIDGE - ROSEMARY STREET

Mayor pro tem Smith read a transmittal from the Planning Board and Design Review Committee of the Appearance Commission recommending approval of the pedestrian crossing of East Rosemary Street. Mr. Glenn Corley, Architect, presented sketches of the proposed bridge. Alderman Welsh asked if it was really needed, as it would apparently serve relatively few people who use the parking building? It would be 240 spaces for parking cars in the building and easy pedestrian access to both sides of Rosemary Street for pedestrians who wanted to use the bridge. Alderman Wallace asked if the parking in the building would be open to the general public? It probably will be assigned to individuals. Alderman Welsh asked if the Town could legally give permission to build across the street? Alderman Nassif and Attorney Denny agreed that they could not at this time, but under a new State law they could, effective January 1, 1972. Alderman Scroggs then moved, seconded by Alderman Welsh, to defer consideration of this matter until that time. This was unanimously carried.

NOTE: Attorney Denny came in during this discussion.

DOG CONTROL

Alderman Smith said that he would like to have a dog warden employed soon after September 1, 1971. Alderman Coxhead asked Mr. Mack Preslar, Chairman of the Animal Protection Society, to discuss the existing ordinance. Mr. Preslar said that the ordinance was based on recommendations by the Society in 1962, and was considered satisfactory for the present time. He said that he felt that the Animal Protection Society would soon have an animal shelter capable of handling dogs from Chapel Hill and the surrounding areas. He said that their problem now was obtaining a site, and asked if the Town had any land that could be used, or any ideas concerning land. Alderman Nassif raised the point of zoning, and asked that it be checked to see whether Dr. Vine's kennels were violating the zoning ordinance. Alderman Welsh asked if Mr. Preslar could suggest any changes in

Denny.

MINUTES

Alderman Coxhead moved, seconded by Alderman Nassif to approve the minutes of the meeting of August 16, 1971 as circulated. This was unanimously carried.

EMERGENCY EMPLOYMENT ACT FUNDS

The Town Manager was asked to attend a meeting at the Research Triangle Park on September 8th, concerning the distribution of Emergency Employment Act Funds in Region J.

BEER AND WINE

Alderman Nassif suggested that a committee consisting of himself and Alderman Scroggs study the effects of legislation by the 1971 General Assembly on the local ordinances concerning Beer and Wine and to report to the Aldermen as soon as possible concerning recommended changes. There was general concurrence and Mayor Lee asked these two to study the problem and consult with the Town Attorney in making the report.

MINUTES

Mayor Lee read a request from the League of Women Voters asking that the vote of each Alderman be recorded on each issue. It was noted that this is currently being done, that where the vote is unanimous it is recorded that way, and where there is a split vote, the names of Aldermen voting on each side of the question are indicated. Alderman Nassif moved, seconded by Alderman Wallace, to ask the Town Manager to inform the League of Women Voters of the current procedures. This was unanimously carried.

REDEVELOPMENT COMMISSION

Mayor Lee read a recommendation from the Redevelopment Commission nominating three persons for possible replacement to the two vacancies on the Commission created by the resignations of Ben Perry and Bynum Weaver. The nominees were: Mr. Albert Hogan, 110 S. Roberson Street; Mrs. James (Mabel) Weaver, 500 Cameron Avenue; and Mr. M. Richard Cramer, 95 Willow Terrace. Alderman Wallace moved, seconded by Alderman Smith, that the nominations be closed. This was unanimously carried. Mr. Hogan received six votes and was named to replace Mr. Perry with a term ending September 1973. Mrs. Weaver received five votes, and was named to replace Mr. Bynum Weaver for a term expiring September, 1972.

SPECIAL HEARING - URBAN REDEVELOPMENT

Mayor Lee read a request from the Redevelopment Commission, asking the Board of Aldermen to call a Special Hearing on the evening of October 4th to hear discussion of the proposed modification of the NDP Project. It was pointed out that the regular meeting of the Board of Aldermen would come at 4:00 P.M. on that date, but it was suggested that the evening would be more suitable for a hearing. Alderman Coxhead moved, seconded by Alderman Nassif, that the regular meeting of 4:00 P.M. October 4th be reset for 7:30 P.M. and that the hearing on the NDP modification be advertised for that time. This was unanimously carried.

DOGS

The report by the Animal Protection Society on the Orange County Dog Pound at Hillsborough had been distributed to the Aldermen. This report was made by Mr. John Macfie, Vice-President of the Society. He made several recommendations for improvements in the Dog Pound. Alderman Smith asked if a copy of the report had been sent to the County Commissioner? No. Alderman Coxhead suggested that the Town request the County to provide adequate shelters for animals. Alderman Welsh agreed that this should be discussed with the County. Alderman Nassif said that the Town should immediately hire a Dog Warden who should work out a program and the details with the County. Mrs.

Margaret Barnes told the Board that there was an excellent dog program in Frederick, Maryland. Alderman Wallace moved, seconded by Alderman Nassif, to employ a Dog Warden as soon as possible, and ask the person employed to report very quickly to the Board with a complete program of Dog Control. The Town Manager asked if dogs could be put in the County Dog Pound until improved facilities were made available? Alderman Nassif said that he considered the County facilities to be inadequate as they were now, but would expect the Dog Warden to work with the County to improve them. Alderman Wallace said that the Dog Warden should not catch dogs at the present time. The motion to employ a Dog Warden was unanimously carried.

SIDEWALK VENDING

Alderman Smith suggested that the south side of Franklin Street between the Methodist Church and the Henderson Street intersection would be suitable for vending activities because of the width of the sidewalk in that location. He indicated that some of the merchants would not object to street vending in that area. Alderman Welsh indicated that the Town had the right to provide space and regulate vending, and that she felt that vending may be desirable. She said that the Town could open a marketplace, charge fees, limit types of materials to be sold, and provide for licenses, and that she felt there should be an equitable situation for all persons using the market. She said there was a need for fair and reasonable controls by the Town. Alderman Nassif asked if the Board was generally in agreement that the Town could, and probably should, provide space if the details of location and controls were worked out? Alderman Coxhead said that he was opposed to any type of sidewalk vending. Alderman Scroggs said that he would agree to the public market idea but questions the legality and desirability of sales on the sidewalk. Alderman Nassif told the Board that according to the Town Attorney there was no question but what the Town could legally regulate sidewalk vending. Alderman Scroggs said that his objection was a matter of principle, not law. Alderman Welsh said that she felt that the vending was desirable, that it could either be off street or on the streets and would make a positive contribution to the Central Business District with the proper controls. Alderman Wallace said that he would be for it with the proper controls and structure, but was not willing to commit himself without knowledge of those controls, location, etc. He felt that the best location would be on a plaza on Rosemary Street on top of a parking structure, and that vendors should be required to pay their own way through rents. He felt that stalls along the streets was not the proper place for this activity. Alderman Nassif said that he favored vending with restrictions so as not to impede pedestrians or other traffic, and that he felt all options should be kept open. He said that he felt that the small merchants were being run off of Franklin Street because of high rents and he thought that the Board should take a position for or against vending, then work out the details later. Alderman Wallace said that in his opinion the location and control must be considered with any yes or no answer on vending. He said that in his opinion the situation on the main block on Franklin Street had improved since the vendors had been gone, and that he was against vendors being on Franklin Street, unless something new could be presented that had not yet been considered. He said that he felt the proposal by the vendors last Spring was not adequate, and that if anybody had ideas about structures to be built on the street that he would like to know what was proposed and where it would be put. Alderman Nassif said that the Town couldn't be expected to overcome the objections to certain people. Alderman Wallace said that the prohibition had come because merchants had tried to sell from the sidewalks in front of their stores many years ago and had been stopped, and that, opening the sidewalks presumably would allow the merchants to again move their goods outside of the stores. He said that the matter of vending should not be put on the Agenda again until a definite proposal was before the Board. Alderman Welsh said that the CBD had many other problems such as litter, trees, and signs, and that a linear market could be attractive. And the regulations concerning days, hours, etc. could be prepared. She suggested that the Planning Staff be requested to study East Franklin Street as far east as Graham Memorial, considering the aesthetics, and including a proposal for market stalls with a pictorial representation. Alderman Scroggs said that he opposed the use of public property for profit making activities unless it was rented, but that he would go

along if there was adequate rent charged. Alderman Wallace said that any proposal should not impede other uses. Alderman Welsh said that specific market sites could be designed that would not interfere with other activities. Mayor Lee asked that Alderman Nassif and Alderman Welsh work on a plan that could be presented to the Board. Alderman Smith said that the types of regulations desired should be discussed so that Alderman Nassif and Welsh would know the thinking of the Board. Alderman Wallace said that any proposal should not impede traffic, should not create litter, or other nuisances. Alderman Nassif moved, seconded by Alderman Coxhead that the matter of Street Vending should be placed on the Agenda in the future only when there was a specific proposal. Aldermen Nassif and Welsh agreed to this and the motion carried unanimously.

LAND FILL

Mr. Lonnie Poole, from Waste Industries, Inc., told the Board that he would like to start a private land fill operation near Chapel Hill, with Chapel Hill as the supporting user. He discussed standards and regulations that should be considered. There was some discussion of the relative costs and services of a private fill, compared to one operated by the Town. Alderman Smith moved, seconded by Alderman Welsh, that a land fill site would be suitable for an animal shelter, and that they felt that this should be an operation in cooperation with the University and Carrboro, and that the Town should go ahead seeking a site and establish its own sanitary land fill. Alderman Welsh noted the advantage to the Town of owning the land so that it could be made a park in the future, and said that she would favor a private land fill only if there was significant saving to the Town. Mr. Poole noted that his proposal as submitted would be good for thirty days, and that if the Town preferred to buy land and lease it to his company that he would be satisfied with such an arrangement. The motion was unanimously carried.

NORTHSIDE SCHOOL PROPERTY

Alderman Nassif told the Board that he and Alderman Scroggs had examined the site and indicated to the School Board that as a committee they would be interested in the Town acquisition of parts of this land. He moved, seconded by Alderman Welsh, to send a memorandum to the Recreation Commission and the Recreation Department asking their opinion on the use of the land for recreation. The motion was unanimously carried.

SERVICE STATION ZONING

Mr. Palmer discussed the latest revision of the Board's proposal on Service Station zoning indicating several different alternatives and indicated on a map the location of existing service stations and where and how many might be allowed in the future under various alternatives. Alderman Welsh suggested advertising with all of the alternatives being left open. Alderman Nassif said that he questioned the section permitting service stations at major intersections, as he felt service stations should not be allowed at the intersections because they complicated the traffic problem. He suggested that the screening around service stations be required under any circumstances, not only when abutting residential property. He questioned the necessity for a twenty-five foot setback from the road. He also indicated that he felt clarification was necessary in the discussion of curbs and sidewalks and regulations on lighting. Alderman Wallace agreed that service stations at major intersections should be prohibited. Alderman Nassif moved, seconded by Alderman Welsh that the advertisement include the most restrictive portions of the proposal, and that the final solution could be made less restrictive after the hearing if desired. This motion was later withdrawn. Alderman Welsh said that she objected to the use of pole signs in the CBD and suburban commercial. Alderman Nassif then moved, seconded by Alderman Welsh, to delay any action on this, refer it to the Planning Board and Appearance Commission for restudy. This was unanimously carried.

TRAFFIC

Mayor Lee read an ordinance restricting parking on the south side of Cameron Avenue between Pittsboro Street and Columbia Street.

AN ORDINANCE TO AMEND CHAPTER 21, CODE OF ORDINANCES, TOWN OF CHAPEL HILL:

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

SECTION I

That Chapter 21, Code of Ordinances, Town of Chapel Hill, is hereby amended by adding the following to Section 21-27, No Parking as to particular streets:

<u>Street</u>	<u>Side</u>	<u>From</u>	<u>To</u>
Cameron Avenue	South	Pittsboro Street	a point 50 feet east of the center line of Pittsboro Street
Cameron Avenue	South	a point 175 feet east of the center line of Pittsboro Street	S. Columbia St.

SECTION II

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

This the 6th day of September, 1971.

Alderman Coxhead moved, seconded by Alderman Welsh, that this be adopted as read. This was unanimously carried.

NOTE: Alderman Scroggs was excused at this time.

Alderman Nassif moved, seconded by Alderman Smith that the balance of the items on the Agenda with the exception of the one entitled "Positions" be deferred until the next meeting. This was carried by a vote of five to nothing.

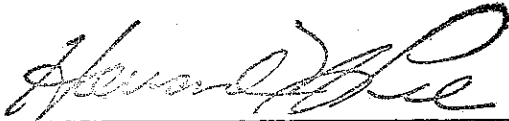
POSITIONS

Alderman Welsh asked if the Assistant to the Appearance Commission had been employed? The Town Manager said that the assistantship had been worked out with the University and Dr. Cohn in accordance with the Budget. She then moved, seconded by Alderman Nassif that the following priorities be established for filling the positions: 1. Dog Warden, 2. Social Worker, 3. A list of priority recommendations by the Town Manager for the balance of the positions. This was unanimously carried.

AGENDA

Mayor Lee asked if any Aldermen had any items they would like placed on the next agenda? Alderman Wallace asked for a report on the requirements for sewage treatment required by the New Hope Dam be made, that extra legal assistance for acquiring open space be discussed, and that the matter of decking the parking space on East Rosemary Street be discussed. Alderman Smith said that he would like to discuss the matter of trash on Franklin Street.

The meeting adjourned at 6:30 P.M.


Mayor


Town Clerk, David B. Roberts

MINUTES

Board of Aldermen

Town of Chapel Hill

The Board of Aldermen met at a regular meeting at 7:30 P.M. on September 13, 1971 with the following members present: Mayor Lee Aldermen Welsh, Smith, Coxhead, Wallace, and Nassif. Alderman Scroggs