

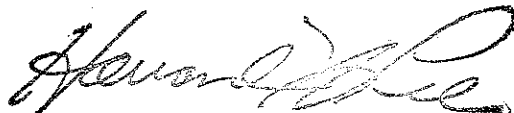
LANDFILL

Town Manager Peck said that he looked at a landfill site in the County, and if the Board of Health approved it, the owner would lease it on a long-term lease. He said if the site is approved he would recommend it as the first choice. He said that he looked at the Bingham Township site, but that the distance was a major consideration because a transfer system would be required. Because the present landfill will not last more than a few months, Town Manager Peck said that an ordinance limiting deposits in the present landfill site should be considered. Alderman Nassif asked what size the first-choice landfill site is. Town Manager Peck said 140 to 150 acres. Alderman Coxhead asked if it would last long enough if the Town and the County were using it. Town Manager Peck said yes, but said the County should get the Bingham Township site to be used later. He said that he would bring the Board of Health report to the next meeting if it is available.

LAUREL RIDGE MODIFICATION

Alderman Nassif moved, seconded by Alderman Welsh, to defer action on this request to the Planning Board. This motion was unanimously carried.

The meeting was adjourned at 8:30 P.M.



Mayor



Town Clerk, David B. Roberts

MINUTES

May 1, 1972

Board of Aldermen

Town of Chapel Hill

The Board of Aldermen met at a regular meeting at 4:00 P.M. on Monday, May 1, 1972 with the following members present: Mayor pro tem Smith, Aldermen Scroggs, Welsh, Marshall, and Coxhead. Also present were Town Manager Peck, Town Clerk Roberts, and Town Attorney Denny. Mayor Lee and Alderman Nassif were absent.

MINUTES

Alderman Coxhead moved, seconded by Alderman Marshall, to approve the minutes of the meeting of April 24, 1972 as circulated. This motion was unanimously carried.

BARKING DOGS

Mr. Glen H. Elder petitioned the Board of Aldermen for relief from the barking dogs at Vine's Boarding Kennels in Hidden Hills. He said that the dogs are in outdoor pens day and night and barking, and the noise is intolerable. He said that a boarding kennel in that area is a violation of the Town Zoning Ordinance. Alderman Welsh moved, seconded by Alderman Coxhead, to receive the petition and place the item on the agenda for discussion. Alderman Smith asked if Dr. Vine had been consulted. Mr. Elder said yes, but only temporary measures had been taken. This motion was unanimously carried.

LEASH LAW

Carolyn M. McKeown, of 31 Davie Circle, presented a petition requesting the passage and enforcement of a leash law. Alderman Coxhead moved, seconded by Alderman Welsh, to receive the petition and place the item on the agenda for discussion. This motion was unanimously carried.

15-501 BYPASS--SPECIAL BOARD MEETING

Mayor pro tem Smith read a letter from Mrs. T. Spencer Meyer protesting the widening of the 15-501 Bypass to six or eight lanes. Mayor pro tem Smith said Alderman Nassif requested that the Board be prepared at the next meeting to set a date for a special board meeting to discuss personnel. Alderman Marshall moved, seconded by Alderman Welsh, to accept the two petitions. This motion was unanimously carried.

C.A.T.V. FRANCHISE

Mayor pro tem Smith read a letter from Mr. Arthur Barber, of The First Communications Company, applying for a C.A.T.V. Franchise. Alderman Coxhead moved, seconded by Alderman Welsh, to accept the petition and refer it to the appropriate committee. This motion was unanimously carried.

RECREATION DEPARTMENT REPORT

Hank Anderson introduced the staff of the Recreation Department. He said that the Recreation Department's Annual Report was based in part on the Sternloff Report of 1970. He said that the philosophy of the Department had been to serve the people first and be concerned with areas and facilities later. He said that the contract from HUD for open space funds had been received and the Department was ready to begin land acquisition. He asked for professional help in planning facilities in these areas. Alderman Welsh asked if a planner from the Planning Department would work with the Recreation Department or whether a consultant had to be hired. She also asked what BOR's procedures for improvements were. Mr. Anderson said they were based on a 50% matching fund arrangement. Alderman Welsh asked how the Town would get the funds. Mr. Anderson said by bond. Alderman Welsh asked if the Department could be ready to issue a bond in the Fall. Mr. Anderson said yes. Alderman Scroggs said the \$.10 tax limit seemed to be inadequate, and that a higher rate seemed to be needed. Alderman Welsh said the Recreation Department has been so successful that they needed funds, short and long-range plans, and to work for an increase in the tax rate in 1973. Hank Anderson said that some revenue-producing projects might be considered. Alderman Welsh asked whether a major recreational facility could be located in the Research Triangle Area. Mayor pro tem Smith commended the Department and the Recreation Commission on the work they have done.

SIGNS

Ken Davis described the procedures used to have local gasoline service stations comply with the Sign Ordinance. He said that some points in the Ordinance needed to be clarified, but that most of the people he had contacted had been cooperative. Alderman Coxhead asked if specific points could be given to the Board as a guide for revising the ordinance. Alderman Welsh said that revising the Sign Ordinance is a monumental task, but that the idea of district signs and distinctive signs and the concepts of "Street Graphics" could serve as a guide in the revision. Alderman Welsh moved, seconded by Alderman Marshall, to refer the matter to the Planning Board and the Community Appearance Commission for study and consideration of revision in accordance with the concepts of "Street Graphics." This motion was unanimously carried.

DOGS

Alderman Marshall said that although the Dog Ordinance is only two months old it seems to be ineffective. She said that the wording in the ordinance is clear in some places, and unclear in others, and that the value judgments in the ordinance make it difficult to enforce. She said that one of the major problems involves dogs at night and suggested that the Dog Warden take a day off work periodically to work at night. She also said that the problem of barking dogs was a noise problem that could be referred to the Anti-Noise Committee. Town Manager Peck said that for one Dog Warden to cover a town the size of Chapel Hill is difficult. Mayor pro tem Smith said that in order to get the dogs that are roaming at night, additional

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personnel would be needed. Town Manager Peck said that citizen cooperation would help solve the problem of unlicensed dogs. Alderman Coxhead said that perhaps the Dog Warden could concentrate on certain areas at night. Alderman Welsh said the Dog Warden should be consulted. Alderman Scroggs said that with regard to the Vine Boarding Kennel, if a violation of the Zoning Ordinance was involved, the matter should be referred to the Planning Board. Town Manager Peck said that an animal clinic in that area is permissible, but the question is whether boarding is part of a clinic. Town Attorney Denny said that boarding is necessary for the operation of the clinic but the problem involved defining sick and non-sick dogs. Alderman Welsh said that the Planning Board could define an animal clinic, and that as the area developed, sensitivity to the problem of barking dogs would increase. Alderman Scroggs moved, seconded by Alderman Welsh, to refer the matter to the Planning Board for study and recommendation. This motion was unanimously carried.

NOISE

Alderman Scroggs presented a report from the Anti-Noise Committee. He said that if the Board agreed to certain principles the noise ordinance could be revised. He said the committee proposed the following:

1. To define noise as any sound that is too loud.
2. To divide noise into that that is necessary and that that is unnecessary.
3. To define the hours in which machinery or equipment which is noisy can be used.
4. To establish subjective standards for determining noise levels.
5. To refer private complaints to the Police Department.

Alderman Scroggs said instrumental measures could be used, but were not necessary. He said that Section 11-42 of the Noise Ordinance is acceptable. Alderman Marshall asked why instrumental measurements were not needed now. Alderman Scroggs said that they were expensive. Alderman Marshall asked if they would make a great difference in enforcing the ordinance. Alderman Scroggs said no. Town Manager Peck said that the duration of noise is a consideration and he asked if the Police could investigate noise without a complaint. Alderman Scroggs said yes. Town Manager Peck asked if the ordinance would include mufflers. Alderman Scroggs said that mufflers were a difficult problem. With the Board's consent, Alderman Scroggs suggested that the Committee's recommendations be referred to Town Attorney Denny to be prepared in the form of an ordinance.

BUDGET

Town Manager Peck said the cost of living has increased about 3.9% since last year, and recommended that the Board approve a 5% cost of living increase in addition to merit raises for the 1972-73 budget. Mayor pro tem Smith asked how this related to the wage and price guidelines. Town Manager Peck said that there was a 5.5% limit on increases, so that would not be a problem. Alderman Welsh said that she felt that salaries should reflect cost of living increases. Alderman Coxhead said the 5% increase should be used in the budget. Alderman Scroggs said that it was important to the employees to have cost of living increases, and it was important to keep the Town salaries competitive.

LANDFILL

Town Manager Peck proposed landfill restrictions, indicating the need to limit what is put in the landfill. Mayor pro tem Smith read the proposed amendment to the Ordinance. Alderman Scroggs moved, seconded by Alderman Coxhead, to adopt the ordinance effective on the 4th day of May, 1972.

AN ORDINANCE TO AMEND SECTION 8-8 OF THE CODE OF ORDINANCES OF THE TOWN OF CHAPEL HILL

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

SECTION I

That Section 8-8 of the Code of Ordinance, Town of Chapel Hill, N. C. is hereby amended to limit the types of trash which will be received at the landfill by adding the following sub-paragraphs:

- (f) Nothing except garbage may be brought to the landfill except from Chapel Hill or University property.
- (g) No stumps or demolition material may be brought to the landfill from any location except masonry and dirt suitable for use as cover material.

SECTION II

This amendment shall become effective on the 4th day of May, 1972.

SECTION III

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

This the 1st day of May, 1972.

This motion was unanimously carried.

RELEASES

Alderman Welsh moved, seconded by Alderman Marshall, to approve the following resolution:

RESOLUTION - TAX RELEASES

WHEREAS, taxes listed below were erroneously levied through clerical error on properties belonging to the following:

Jack W. Guignard	2466	\$17.73	Double listed his personal property. He was living in Durham on Jan. 1st at 17 Balmoray, Yorktown Apts.
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WHEREAS, the above list of people have made application for release of said taxes.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE TOWN OF CHAPEL HILL, that it finds that taxes on the above listed people were levied through clerical error, and in the discretion of the Board should be released to the taxpayer, IT BEING FURTHER RESOLVED that the Tax Collector is authorized and empowered to make such release.

This motion was unanimously carried.

LATE LISTING

Mayor pro tem Smith read a memorandum from David Roberts to the Board of Aldermen regarding the late listing penalty and sale fee charge, recommending that both of these items be included in the 1972 tax bills. Town Manager Peck said the General Statutes has a standard for late listing and the Town has not charged this in the past. The Board of Aldermen agreed that the late listing penalty and the sale fee charge should be made.

DELINQUENT TAX PROPERTY

Alderman Welsh asked for a report on this. Town Attorney Denny said that he had received a breakdown of the delinquent tax property, that letters had been written, that some of the taxes had been paid, and that the number which may require suits would not exceed six or seven, which is considerably less than anticipated.

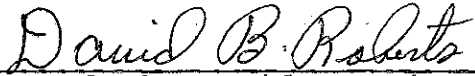
DRAINAGE--JOHNSON STREET

Town Manager Peck said that the gulley reported by Mrs. Polly Brown of Johnson Street had been investigated and that there was a natural drain and that there was nothing that the Town could do about it.

The meeting adjourned at 6:10 P.M.



Mayor



Town Clerk, David B. Roberts

MINUTES

May 8, 1972

Board of Aldermen

Town of Chapel Hill

The Board of Aldermen met at a regular meeting at 7:30 P.M. on Monday, May 8, 1972 with the following members present: Mayor Lee, Aldermen Smith, Scroggs, Welsh, Coxhead, Marshall, and Nassif. Also present were Town Manager Peck, Town Clerk Roberts, and Town Attorney Denny.

The Planning Board members present were: Messrs. Weiss, Hemmens, Helton, Hurow, Shearer, and Mrs. Parker.

PUBLIC HEARING

Harry Palmer gave background information about the special use request from the Delta Upsilon Fraternity. Of concern are: (1) the disposition of the Martin-Dey house at the corner of Rosemary and Hillsborough Streets; and (2) the height and mass of the proposed fraternity building. Mr. Smith Freeman of the Delta Upsilon Fraternity said he had met with the Historical Society regarding the Martin-Dey house but concluded that because it is inadequate for the fraternity's needs, that the house be bought and moved to another lot. Mr. Werner Hausler of Rosemary Street said that the significance of the Dey house is its size, scale, and placement on the street because it sets the character of the street. Lydia Gill said she was concerned because the noise center of the proposed buildings would face her home. Margaret Mattis said that she would prefer the new building to face a vacant lot. Smith Freeman said that the noise from the fraternity house may be diminished by a terrace wall. Mrs. Mattis asked where the entrance to the house was located. Mr. Freeman said there was an entrance on Hillsborough and one on Rosemary Street. Mr. Mattis asked whether the traffic at the house would be changed because of the entrances. Mr. Freeman said no. Alderman Welsh asked how many students were living in the house. Mr. Freeman said 44, although the present membership in the fraternity is 95. He said there are 48 parking places and parking should not be a problem. Alderman Welsh asked when the 95 members of the fraternity come to the house. Mr. Freeman said that they come for meals, because most do not have cars, parking and traffic at the house would not be affected. Alderman Welsh asked if the fraternity members parked their cars outside of the parking lot. Mr. Freeman said no. Alderman Smith moved, seconded by Alderman Scroggs, to refer the request to the Planning Board for study and recommendations. This motion was unanimously carried.

The public hearing was adjourned at 8:15 P.M.

REGULAR MEETING

MINUTES

Alderman Smith moved, seconded by Alderman Marshall, to approve the