

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, January 31, 1935.

The meeting was called to order at 10:45 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen C. F. Alford, Simon Gillis, Mayor Tom Miller, and Councilman Oswald G. Wolf, 4; absent, Councilman C. M. Bartholomew, 1.

The reading of the Minutes was dispensed with.

A large delegation of citizens was present to ask that Barton Springs Road and Evergreen Avenue be selected as the route for the proposed State Highway No. 20 from the Congress Avenue Bridge to the city limits. In this connection, two petitions, bearing forty-two signatures each, requesting the routing of said highway along said streets, presented by Mrs. Q. M. Crockett and M. H. Crockett, respectively, and letters from W. C. Moore and C. C. Linscomb and wife, agreeing to deed to the City any claims they have in the north one-half of the right-of-way along the Barton Springs Road in the event said highway is routed along said street, were received and filed.

Following a lengthy discussion of the above matter, it was shown by the City Council that the selection of the proposed route would be made entirely by the State Highway Department and the Federal Government, the City having no jurisdiction in the matter.

The following report was read:

"Austin, Texas
January 30, 1935.

Mr. Gulton Morgan
City Manager
Austin, Texas.

Dear Sir:

We, the undersigned, have considered the application of Joe Sandgarten, acting by and through W. O. Gustafson, for permission to construct, maintain and operate a drive-in gasoline filling station, wash rack and grease rack, and to construct commercial driveways in conjunction therewith upon property known as Lot 4, Block 139, of the Original City of Austin, Travis County, Texas, which property is located at the north-west intersection of East 11th Street and Red River Street within the City of Austin, and we hereby advise that the following conditions exist:

The property upon which this filling station is to be located is designated as "C" Commercial Use District on the zoning maps of the City of Austin.

A storm sewer inlet exists on the north side of East 11th Street at Red River Street. The flow of Waller Creek is carried underneath Red River Street adjacent to this property.

We recommend that Joe Sandgarten, acting by and through W. O. Gustafson, be granted permission to construct, maintain and operate said drive-in gasoline filling station, wash rack and grease rack, and to construct curbs, ramps, sidewalks and driveways in conjunction therewith, subject to the following conditions:

(1) That all buildings and equipment shall be placed inside of the property line, correct lines to be obtained before construction starts or equipment is installed. Lines and grades to be obtained from the City Engineering Department for entrances and driveways, building lines to be approved by the City Building Inspector. That the applicant shall confer with the City Engineering Department as to the future grades of the sidewalks and gutters on the adjacent streets before he starts any construction relative to the filling station.

(2) That all construction of the filling station improvements shall be in accord with the building ordinance, the Zoning Ordinance, the Filling Station Ordinance, and in accord with the ordinance prohibiting the disposal of commercial water or oils upon the City streets.

(3) That the grades of the station shall be such that no waste oils or water or any floor washings shall ever pass over the City sidewalk area and that all of said oils and water shall be concentrated into a combined grease and sand trap which shall be constructed in accordance with our standard plan 2-H-146 and shall be conducted by a pipe connection from said sand trap to the nearest storm sewer at the expense of the applicant. Before commencement of any construction the applicant shall apply to the City Engineer for an estimate of the cost of that portion of the storm sewer which will have to be built within any City street or alley and shall deposit in escrow a sum equal to said

estimate with the City Finance Director.

(4) That all filling station improvements, pumps, driveways, ramps, gutters, sidewalks and curbs shall be constructed of concrete at the expense of the applicant as set forth upon the plan hereto attached, which plan bears the City Engineer's file number 2-H-416.

(5) Expansion joints shall be constructed as shown upon the plan hereto attached marked 2-H-416 and shall be of the pre-moulded type.

(6) That before use of said station the owner shall apply to the Building Inspector for final inspection when he considers that he has complied with all the requirements of the City.

Respectfully submitted,

(Sgd) J. E. Motheral
City Engineer.

J. C. Eckert
Building Inspector. "

Councilman Wolf then offered the following resolution:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves as a filling station site the property situated at the northwest intersection of East 11th Street and Red River Street, which property is owned by Joe Sandgarten and is designated as Lot 4, Block 139, of the Original City of Austin, Travis County, Texas, and hereby authorizes the said Joe Sandgarten, acting by and through W. O. Gustafson, to construct, maintain and operate a drive-in gasoline filling station, wash rack and grease rack, and to construct curbs, ramps, sidewalks and commercial driveways in conjunction therewith, subject to the same's being constructed in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations and plans; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this filling station after full compliance with all the provisions of this resolution, and said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said Joe Sandgarten has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Gillis offered the following resolution:

WHEREAS, the Southwestern Bell Telephone Company has presented to the City Council tentative maps and plans showing the proposed construction of its pole lines in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Engineer; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the Southwestern Bell Telephone Company be and the same is hereby permitted to construct its pole lines in the following streets:

(1) An underground telephone line conduit in RIVERSIDE DRIVE, beginning at a point 9 feet south of and 89 feet west of the intersection of the north line of Riverside Drive and the west line of South Congress Avenue;

Thence in an easterly direction with the centerline of an underground conduit, which centerline shall be 9 feet south of and parallel to the north line of Riverside Drive to a point that is 18 feet east of the west line of South Congress Avenue.

(2) An underground telephone conduit in SOUTH CONGRESS AVENUE, beginning at a point 9 feet south of and 18 feet east of the intersection of the north line of Riverside Drive and the west line of South Congress Avenue;

Thence in a northerly direction with the centerline of an underground conduit, which centerline shall be 18 feet east of and parallel to the west line of South Congress Avenue for a distance of approximately 164 feet;

Thence easterly perpendicular to the centerline of South Congress Avenue for a distance of approximately 58 feet to an existing telephone line manhole.

THAT the work and construction of said pole lines, including the excavation of the streets and the restoration and maintenance of said streets after said pole lines have been constructed, shall be under the supervision and direction of the City Manager, and in accordance with the ordinances and regulations of the City of Austin governing such construction.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Alford offered the following resolution:

WHEREAS, the Southwestern Bell Telephone Company has presented to the City Council tentative maps and plans showing the proposed construction of its pole lines in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Engineer; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the Southwestern Bell Telephone Company be and the same is hereby permitted to construct its pole lines in the following streets:

(1) A telephone pole line in HARTHAN STREET from West 6th Street north one block, the centerline of which pole line shall be 12 feet east of and parallel to the east line of said Harthan Street.

THAT the work and construction of said pole lines, including the excavation of the streets and the restoration and maintenance of said streets after said pole lines have been constructed, shall be under the supervision and direction of the City Manager and in accordance with the ordinances and regulations of the City of Austin governing such construction.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Wolf offered the following resolution:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the sum of \$375.00 be and the same is hereby appropriated out of the General Fund, not otherwise appropriated, for the purpose of the following: \$225.00 to pay for one-half the cost of the School Dental Clinic, the Red Cross to pay the other half; \$150.00 to pay for the cost of the Rodent Control Project, the F.E.R.A. labor to be used on same.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Wolf offered the following ordinance:

AN ORDINANCE DETERMINING THE NECESSITY FOR LEVYING ASSESSMENTS AGAINST THE VARIOUS PROPERTIES DESCRIBED IN THIS ORDINANCE, AND AGAINST THE RESPECTIVE OWNERS THEREOF, FOR A PART OF THE COSTS OF IMPROVING EAST FOURTH STREET FROM THE EAST PROPERTY LINE OF RED RIVER STREET TO THE EAST PROPERTY LINE OF SABINE STREET, IN THE CITY OF AUSTIN,

TEXAS; AND FIXING A TIME FOR HEARING OF THE OWNERS OF SAID PROPERTIES, OR OF ANY PERSON INTERESTED IN SAID IMPROVEMENT, AS PROVIDED BY THE CHARTER OF THE CITY OF AUSTIN; AND DIRECTING THE CITY MANAGER TO GIVE NOTICE OF SAID HEARING.

The ordinance was read the first time and Councilman Wolf moved that the rule be suspended and the ordinance placed on its second reading. The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

The ordinance was read the second time and Councilman Wolf moved that the rule be further suspended and the ordinance placed on its third reading. The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

The ordinance was read the third time and Councilman Wolf moved that same be finally passed. The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Mayor Miller introduced the following ordinance, which was laid on the table subject to publication:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF THE CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN, AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY LYING ADJACENT TO THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN THE PARTICULARS STATED IN THE ORDINANCE.

The following application for a change in the zoning classification of certain property on Parkway was read and referred to the Board of Adjustment for a report:

"Austin, Texas
January 8, 1935.

The Honorable City Council
City of Austin,
Austin, Texas.

Gentlemen:

You are hereby respectfully requested to consider the matter of re-zoning a certain tract of land facing on Parkway, known as a portion of the tract marked "Reserved" on Plat of Enfield 'A', beginning at the northwest corner of Lot No. 19 of a subdivision of Outlot No. 6, Division "Z", Pease Addition, City of Austin, and extending north on Parkway for a distance of approximately 102 feet, thereby allowing a variation from the requirements of the Zoning Ordinance so as to permit the undersigned to use this property for business purposes.

I would appreciate very much a hearing before you and the opportunity to place before you my reasons for this request.

Respectfully,

(Sgd) E. P. Thomas. "

Councilman Wolf offered the following resolution:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the sum of \$250.00 be and the same is hereby appropriated out of the General Fund, not otherwise appropriated, for the purpose of paying Ike D. White for legal services rendered in the case of Joseph vs the City of Austin for alleged damages.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

There being no further business, it was moved by Councilman Alford, seconded by Councilman Wolf, that the Council recess subject to call of the Mayor. The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

The Council then recessed at 1:15 P. M.

Attest:

Valerie McKeen
City Clerk

Approved:

Tom Miller
Mayor.

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, February 7, 1935.

The meeting was called to order at 10:00 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen C. F. Alford, C. M. Bartholomew, Simon Gillis, Mayor Tom Miller, and Councilman Oswald G. Wolf, 5; absent, none.

The Minutes of the regular meetings of January 17th, 24th, and 31st were read and Councilman Gillis moved that same be approved as read. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

The request of Councilman Bartholomew, that the Minutes of this meeting show that while he was absent at the last regular meeting he approved the action of the City Council and would have voted with the Council on all matters had he been present, was unanimously approved.

Councilman Wolf offered the following resolution:

WHEREAS, Texas Public Service Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Texas Public Service Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

(1) A gas main in JULIUS STREET, beginning at a point 16 feet south of and 15 feet west of the intersection of the north line of Canterbury Street and the east line of Julius Street;

Thence in a southerly direction with the centerline of said gas main, which centerline shall be 15 feet west of and parallel to the east line of said Julius Street, for a distance of 106 feet.

Said gas main described above shall have a cover of not less than 2½ feet.

(2) A gas main in TERRACE DRIVE, beginning at a point 19 feet south of and 131 feet west of the intersection of the north line of said Terrace Drive and the west line of East Side Drive;

Thence in an easterly direction with the centerline of a gas main, which centerline shall be 19 feet south of and parallel to the north line of said Terrace Drive for a