

## REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, June 13, 1935.

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

The reading of the Minutes of previous meetings was postponed.

Sam Dickens, Attorney for Miss Emma Otto and Mrs. Gussie Otto Wende, submitted a petition asking that the bad drainage condition at 203 Red River Street, caused by the raising of the street grade when the bridge at 2nd and Red River Streets was built and the changing of the channel of Waller Creek, be remedied by putting in a storm sewer at this location. The matter was referred to the City Manager and City Engineer.

Sam Dickens, Attorney for Mrs. A. R. Hulwick, 504 East 1st Street, presented a claim for damages to her property just west of the bridge on Waller Creek at 1st Street, caused by the changing of the channel of Waller Creek. The matter was referred to the City Manager and City Engineer.

A large delegation of citizens appeared before the Council and through their attorney, Judge George Mendell, presented a petition, bearing one hundred and seventeen signatures, asking for relief from the noise and nuisance created by Schoonerville. After considerable discussion, the Mayor stated that the matter would be referred to the City Attorney and City Manager for investigation to see what could be done to remedy the situation.

Councilman Alford offered the following:

"Austin, Texas  
June 12, 1935

Mr. Guiton Morgan  
City Manager  
Austin, Texas.

Dear Sir:

We, the undersigned, have considered the application of R. A. John 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 his property situated at the northwest intersection of West 1st Street and Colorado Street and being known as Lots 3, 4, 5, and 6, Block 4, of the Original City of Austin, Travis County, Texas, 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 as shown upon the zoning maps of the City of Austin.

A storm sewer inlet exists on the west side of Colorado Street near the north line of West 1st Street.

We recommend that R. A. John be granted permission to construct, maintain and operate said drive-in gasoline filling station, wash rack and grease rack, and to construct curbs, ramps and commercial 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-G-53.

(5) Expansion joints shall be constructed as shown upon the plan hereto attached marked 2-G-53 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.

Lewis M. Hamby,  
Building Inspector. "

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 West 1st Street and Colorado Street, which property is owned by R. A. Johns and is designated as Lots 3, 4, 5, and 6, Block 4, of the Original City of Austin, Travis County, Texas, and hereby authorizes the said R. A. Johns to construct, maintain and operate a drive-in gasoline filling station, wash rack and grease rack, and to construct curbs, 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 R. A. Johns has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

Upon motion of Councilman Alford, seconded by Councilman Gillis, the resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Wolf offered the following:

"Austin, Texas  
June 10, 1935

Mr. Guiton Morgan  
City Manager  
Austin, Texas.

Dear Sir:

We, the undersigned, have considered the application of Sam Abraham 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 his property situated at the northeast intersection of East 7th Street and East Avenue, and being known as Lot 1, Block 1, of Outlot 1, Division "B", within the City of Austin, Travis County, Texas, 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 as shown upon the zoning maps of the City of Austin.

A storm sewer inlet exists on the north curb line of East 7th Street near the east line of East Avenue.

We recommend that Sam Abraham be granted permission to construct, maintain and operate said drive-in gasoline filling station, wash rack and grease rack, and to construct curbs, ramps and commercial 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-449.

(5) Expansion joints shall be constructed as shown upon the plan hereto attached marked 2-H-449 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.

Lewis M. Hamby,  
Building Inspector. "

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 northeast intersection of East 7th Street and East Avenue, which property is owned by Sam Abraham and is designated as Lot 1, Block 1, in Outlot 1, Division "B" of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, and hereby authorizes the said Sam Abraham to construct, maintain and operate a drive-in gasoline filling station, wash rack and grease rack, and to construct curbs, 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 Sam Abraham has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

Upon motion of Councilman Wolf, seconded by Councilman Gillis, the resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Gillis 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 NAVASOTA STREET, beginning at the dead end of an existing gas main, which dead end is 64 feet south of and 10 feet east of the intersection of the south line of Olive Street and the centerline of Navasota Street;

Thence in a southerly direction with the centerline of a gas main, which centerline shall be 10 feet east of and parallel to the centerline of said Navasota Street, for a distance of 64 feet.

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

(2) A gas main in EAST NINTH STREET, the centerline of which gas main is described as follows:

Beginning at a point on the east line of Red River Street at a point 26 feet north of the south line of East 9th Street;

Thence in an easterly direction 26 feet north of and parallel to the south line of East 9th Street for a distance of 71 feet;

Thence in a northerly direction crossing East 9th Street and at right angles thereto a distance of 51 feet to a point.

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

(3) A gas main in BRACKENRIDGE STREET, beginning at a point 113 feet north of and 12 feet west of the intersection of the north line of East Live Oak Street and the east line of Brackenridge Street;

Thence in a northerly direction with the centerline of a gas main, which centerline shall be 12 feet west of and parallel to the east line of said Brackenridge Street, for a distance of 96 feet.

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

(4) A gas main in EAST THIRTEENTH STREET, beginning at a point 22 feet north of and 92 feet east of the intersection of the south line of East 13th Street and the east line of Angelina Street;

Thence in a westerly direction with the centerline of a gas main, which centerline shall be 22 feet north of and parallel to the south line of said East 13th Street, to a point that is 110 feet west of the west line of Angelina Street.

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

The Texas Public Service Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Texas Public Service Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments, they shall apply to the City Engineering Department not less than three (3) days before such information is required. The Texas Public Service Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

AND THAT whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

THAT the work and laying of said gas mains, including the excavation in the streets and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager, and under all pertinent terms and conditions of the certain franchise granted to said Company by the City of Austin.

Upon motion of Councilman Gillis, seconded by Councilman Alford, the resolution was

adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Alford offered the following resolution:

WHEREAS, J. R. Blackmore is the Contractor for the construction of a building located at 110 West 10th Street and desires a portion of the alley space abutting the southeast 41'x85.3' of Lots 5 and 6, Block 124, of the Original City of Austin, Texas, during the construction of the building, such space to be used in the work and for the storage of materials therefor; therefore

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

1. THAT space for the uses hereinabove enumerated be granted to said J.R.Blackmore, the boundary of which is described as follows:

ALLEY WORKING SPACE

Beginning at the southeast corner of the above described property; thence in an easterly direction and at right angles to the centerline of the alley traversing the south one-half of Block 124, of the Original City, a distance of 9'6"; thence in a northerly direction and parallel with the centerline of said alley a distance of 60 feet; thence in a westerly direction and at right angles to the centerline of said alley a distance to the west line of said alley; thence in a southerly direction along the west line of said alley to the place of the beginning.

2. THAT the above privileges and allotment of space are granted to said J. R. Blackmore, hereinafter termed "Contractor", upon the following express terms and conditions:

(1) That the Contractor shall construct a guard rail at least 4 feet high and substantially braced and anchored around the above described alley working space.

(2) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such guard rail.

(3) That provision shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm waters.

(4) That the Contractor shall place on the outside corners of any walkway, barricades, or obstructions, red lights during all periods of darkness.

(5) That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than August 31, 1935.

(6) That the Contractor shall restore all public and private property injured during the use of such space to as good condition as the same existed before the use of such space began.

(7) That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(8) That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand Dollars (\$5000.00), which shall protect, indemnify and hold harmless the City of Austin from any claims for damages to any person or property that may accrue to or be brought by any person by reason of the exercise of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.



Upon motion of Councilman Alford, seconded by Councilman Gillis, the resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Gillis offered the following resolution:

WHEREAS, the Central Contracting Company is the Contractor for the construction of a building located at 717 Congress Avenue and desires a portion of the sidewalk, street and alley space abutting Lots 5 and 6, Block 84, of the Original City of Austin, Texas, during the construction of the building, such space to be used in the work and for the storage of materials therefor; therefore

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

1. THAT space for the uses hereinabove enumerated be granted to the said Central Contracting Company, the boundary of which is described as follows:

SIDEWALK AND STREET WORKING SPACE

Beginning at a point in the east line of Congress Avenue 86 feet south of the south line of East 8th Street; thence in a westerly direction and at right angles to the centerline of Congress Avenue a distance to a point 8 feet west of the east curb line of Congress Avenue; thence in a northerly direction and parallel with the centerline of Congress Avenue a distance of 44 feet; thence in an easterly direction and at right angles to the centerline of Congress Avenue a distance to the east line of Congress Avenue; thence in a southerly direction along the east line of Congress Avenue to the place of the beginning.

ALLEY WORKING SPACE

Beginning at a point in the west line of the alley traversing Block 84 of the Original City, 86 feet south of the south line of East 8th Street; thence in an easterly direction and at right angles to the centerline of said alley a distance of 8 feet; thence in a northerly direction and parallel with the centerline of said alley a distance of 44 feet; thence in a westerly direction and at right angles to the centerline of said alley a distance to the west line of said alley; thence in a southerly direction along the west line of said alley to the place of the beginning.

2. THAT the above privileges and allotment of space are granted to said Central Contracting Company, hereinafter termed "Contractor," upon the following express terms and conditions:

(1) That the Contractor shall construct a 5-foot floored walkway within the above described sidewalk and street working space along the west boundary of said space with a return walkway to the curb at each end, such walkway to be protected from the street by a guard rail at least 4 feet high and substantially braced and anchored and from the working space by a solid wall at least 7½ feet high and a covered top at least 7½ feet above the floor of said walkway.

(2) That the Contractor shall construct a guard rail at least 4 feet high and substantially braced and anchored around the above described alley working space.

(3) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such guard rail.

(4) That provision shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm waters.

(5) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness.

(6) That the Contractor is permitted to construct a temporary work office within such allotted working space provided such work office is not within 25 feet of any corner street intersection.

(7) That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other

obstructions shall be removed not later than January 1, 1936.

(8) That the Contractor shall restore all public and private property injured during the use of such space to as good condition as the same existed before the use of such space began.

(9) That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(10) That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand Dollars (\$5000.00), which shall protect, indemnify and hold harmless the City of Austin from any claims for damages to any person or property that may accrue to or be brought by any person by reason of the exercise of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

Upon motion of Councilman Gillis, seconded by Councilman Alford, the resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Wolf offered the following resolution:

WHEREAS, in Plat Book 2, at page 149, of the Plat Records on file with the County Clerk of Travis County, Texas, there appears a map or plat of an addition known as "Dancy Addition"; and

WHEREAS, there appears upon said map or plat a street known as "Dancy Street" that extends from East Avenue a distance of three blocks to Drury Lane, which Dancy Street is bounded on the north by Blocks G, H and I of said addition and is bounded on the south by Blocks D, E, and F of said addition; and

WHEREAS, said Dancy Street is not known and designated upon the ground by this name, but is known and designated as "East 29th Street"; therefore

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

THAT that certain street known as "Dancy Street" which appears upon a map or plat of an addition known as "Dancy Addition", which map or plat is on file in Plat Book No. 2, at page 149, of the Plat Records on file with the County Clerk of Travis County, Texas, which street is bounded on the north by Blocks G, H, and I of said addition and is bounded on the south by Blocks D, E and F of said addition, and which Dancy Street extends from East Avenue in an easterly direction a distance of three blocks to Drury Lane, shall be known and designated hereafter as "East 29th Street."

Upon motion of Councilman Wolf, seconded by Councilman Alford, the resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Alford offered the following resolution:

WHEREAS, in Plat Book 2, at page 149, of the Plat Records on file with the County Clerk of Travis County, Texas, there appears a map or plat of an addition known as "Dancy Addition"; and

WHEREAS, there appears upon said map or plat a street known as "Carnatz Street" that extends from East Avenue a distance of three blocks to Drury Lane, which Carnatz Street is bounded on the north by Blocks D, E and F of said addition and is bounded on the south by Blocks A, B, and C of said addition; and

WHEREAS, said Carnatz Street is not known and designated upon the ground by this name but is known and designated as "East 28th Street"; therefore

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

THAT that certain street known as "Carnatz Street" which appears upon a map or plat of an addition known as "Dancy Addition", which map or plat is on file in Plat Book 2, at Page 149, of the Plat Records on file with the County Clerk of Travis County, Texas, which street is bounded on the north by Blocks D. E. and F of said addition and is bounded on the south by Blocks A, B, and C of said addition, and which Carnatz Street extends from East Avenue in an easterly direction a distance of three blocks to Drury Lane, shall be known and designated hereafter as "East 28th Street."

Upon motion of Councilman Alford, seconded by Councilman Gillis, the resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Gillis offered the following resolution:

WHEREAS, in Plat Book 2, at page 237, of the Plat Records on file with the County Clerk of Travis County, Texas, there appears a map or plat of an addition known as "Nowlin Heights" and

WHEREAS, upon said map or plat of Nowlin Heights there appears a street by the name of "Dancy Street" and a street by the name of "Carnatz Street"; and

WHEREAS, said streets are not known and designated upon the ground by such names, but are known and designated as "29th Street" and "28th Street" respectively; therefore

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

THAT the names of those streets appearing upon the map or plat of Nowlin Heights, which map or plat is on file in Plat Book 2, at page 237, of the Plat Records on file with the County Clerk of Travis County, Texas, be and the same are hereby changed as follows:

(1) "Dancy" shall be known and designated hereafter as "East 29th Street."

(2) "Carnatz" shall be known and designated hereafter as "East 28th Street."

Upon motion of Councilman Alford, seconded by Councilman Gillis, the resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Wolf offered the following resolution:

WHEREAS, in Plat Book 3, at page 167, of the Plat Records on file with the County Clerk of Travis County, Texas, there appears a subdivision of land showing various streets and alleys therein; and

WHEREAS, upon said plat there appears a street known as "Dancy Street", which extends west from Cameron Road a distance of two blocks to Swisher Street and which Dancy Street is the most northerly street of said subdivision; and

WHEREAS, the said Dancy Street is a street extending in an easterly and westerly direction and is known and designated upon the ground as "East 30th Street"; therefore

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

THAT that certain street extending west two blocks from Cameron Road to Swisher Street and shown as "Dancy Street" upon a map or plat of a subdivision appearing in Plat Book 3, at page 167, of the Plat Records on file with the County Clerk of Travis County, Texas, be known and designated hereafter as "East 30th Street."

Upon motion of Councilman Wolf, seconded by Councilman Alford, the resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.



Councilman Wolf offered the following resolution:

WHEREAS, J. R. Blackmore is the Contractor for the repair of a building located at 700-702 Congress Avenue and desires a portion of the sidewalk and street space abutting Lot 1, Block 83, of the Original City of Austin, Texas, during the construction of the building, such space to be used in the work and for the storage of materials therefor; therefore

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

1. THAT space for the uses hereinabove enumerated be granted to said J.R.Blackmore the boundary of which is described as follows:

SIDEWALK AND STREET WORKING SPACE

Beginning at a point 7 feet south of the north line of West 7th Street and 100 feet west of the west line of Congress Avenue; thence in a southerly direction and at right angles to the centerline of West 7th Street a distance of 13 feet; thence in a westerly direction and parallel with the centerline of West 7th Street a distance of 40 feet; thence in a northerly direction and at right angles to the centerline of West 7th Street a distance of 13 feet; thence in an easterly direction and parallel with the centerline of West 7th Street to the place of the beginning.

SIDEWALK WORKING SPACE

Beginning at the southeast corner of the above described lot; thence in an easterly direction and at right angles to the centerline of Congress Avenue a distance to the west curb line of Congress Avenue; thence in a northerly direction along the west curb line of Congress Avenue a distance of 46 feet; thence in a westerly direction and at right angles to the centerline of Congress Avenue a distance to the west line of Congress Avenue; thence in a southerly direction along the west line of Congress Avenue to the place of the beginning.

2. THAT the above privileges and allotment of space are granted to said J. R. Blackmore, hereinafter termed "Contractor," upon the following express terms and conditions:

(1) That the Contractor shall construct a guard rail at least 4 feet high and substantially braced and anchored around the above described sidewalk and street working space in West 7th Street.

(2) That the Contractor shall maintain an unobstructed walkway at least 5 feet wide through the above described sidewalk working space in Congress Avenue, such walkway to be protected from any working spaces used by guard rails at least 4 feet high and substantially braced and anchored.

(3) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such guard rail.

(4) That provision shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm waters.

(5) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness.

(6) That the Contractor is permitted to construct a temporary work office within such allotted working space provided such work office is not within 25 feet of any corner street intersection.

(7) That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than August 1, 1935.

(8) That the Contractor shall restore all public and private property injured during the use of such space to as good condition as the same existed before the use of such space began.

(9) That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(10) That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand Dollars (\$5000.00), which shall protect, indemnify and hold harmless the City of Austin from any claims for damages to any person or property that may accrue to or be brought by any person by reason of the exercise of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

Upon motion of Councilman Gillis, seconded by Mr. Alford, the resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Wolf introduced the following ordinance:

AN ORDINANCE AMENDING, IN THE CERTAIN PARTICULARS HEREINAFTER STATED, AN ORDINANCE ENTITLED: "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN; AND REGULATING AND DISTRICTING THE HEIGHT, NUMBER OF STORIES AND SIZE OF BUILDINGS AND OTHER STRUCTURES, THE PERCENTAGE OF LOT THAT MAY BE OCCUPIED, THE SIZE OF YARDS, COURTS AND OTHER OPEN SPACES, THE DENSITY OF POPULATION, THE LOCATION AND USE OF BUILDINGS, STRUCTURES AND LAND FOR TRADE INDUSTRY, RESIDENCES AND OTHER PURPOSES; AND DIVIDING THE CITY OF AUSTIN INTO DISTRICTS OR ZONES, AND REGULATING AND DISTRICTING THE ERECTION, CONSTRUCTION, RECONSTRUCTION, ALTERATION, REPAIR AND USE OF BUILDINGS, STRUCTURES OR LAND WITHIN SUCH DISTRICTS OR ZONES; AND PROVIDING UNIFORM REGULATIONS FOR THE SEVERAL CLASSES AND KINDS OF BUILDINGS OR STRUCTURES AND USES WITHIN THE DISTRICTS OR ZONES; AND ADOPTING TWO ZONING MAPS, DISCLOSING RESPECTIVELY THE SEVERAL USE DISTRICTS AND THE SEVERAL HEIGHT AND AREA DISTRICTS, AND THE RESTRICTIONS AND LIMITATIONS AND PROVISIONS APPLICABLE TO SUCH DISTRICTS; AND PROVIDING FOR A BOARD OF ADJUSTMENT AND DEFINING THE POWERS OF SAME; AND PROVIDING CERTAIN PENALTIES AND REMEDIES; AND DECLARING AN EMERGENCY. "

The ordinance was read the first time and Councilman Wolf moved that the rule be suspended and the ordinance passed to its second reading. The motion was seconded by Councilman Gillis and carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

The ordinance was read the second time and Councilman Wolf moved a further suspension of the rule and the placing of the ordinance on its third reading. The motion was seconded by Councilman Gillis and carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

The ordinance was read the third time and Councilman Wolf moved that same be finally passed. The motion was seconded by Councilman Alford and carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

It was moved by Councilman Wolf, seconded by Councilman Gillis, that all bids received on the camp houses at Deep Eddy be rejected, but that the bid of Mrs. Georgie Smith for \$137.00 on the Bath House be accepted. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

It was moved by Councilman Wolf that, upon the recommendation of Tom Neal, Captain of Police, Traffic Division, drivers permits be granted to Arthur E. Aiken, 705½ West 25th Street, Daniel Burt Comer of 404 Deep Eddy Avenue, V. T. Littleton, 1008 West 35th

Street, and John Bonner Mussett, 1311 West 10th Street, to operate taxicabs. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

There being no further business, Councilman Alford moved to recess, subject to call of the Mayor. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

The Council then recessed.

Attest:

Hellie McMillan City Clerk

Approved:

Tom Miller  
Mayor.

#### REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, June 20, 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 Chas. F. Alford, C. M. Bartholomew, Simon Gillis, Mayor Tom Miller, and Councilman Oswald G. Wolf, 5; absent, none.

The reading of the Minutes of the regular meetings of May 31, June 6, and June 13, were read and upon motion of Councilman Gillis were adopted as read by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Gillis offered the following resolution:

WHEREAS, G. C. Seiders, owner of Lots 5, 6, and 7, in Block 10, of Fruth Addition, a subdivision within the City of Austin, Travis County, Texas, which property abuts the east side of Guadalupe Street at a location between West 29th Street and West 30th Street, has made application to the City Council of the City of Austin for permission to construct two commercial driveways across the east sidewalk area of Guadalupe Street opposite the above described property as shown upon the plan hereto attached marked 2-C-593, which plan is made a part of said request; and

WHEREAS, the City Council of the City of Austin has favorably considered the granting of said request; therefore

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

THAT G. C. Seiders, owner of Lots 5, 6, and 7, in Block 10, of Fruth Addition, a subdivision within the City of Austin, Travis County, Texas, which property abuts the east side of Guadalupe Street at a location between West 29th Street and West 30th Street, is hereby granted permission to construct two commercial driveways across the east sidewalk area of Guadalupe Street, subject to the construction of concrete ramps, curbs, driveways, sidewalks and expansion joints as shown upon the plan marked 2-C-593, which plan is hereby made a part of this resolution and further subject to the condition that all concrete