

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, August 3, 1939.

The City Council convened in regular session, at the regular meeting place in the Municipal Building, on Thursday, August 3, 1939, at 11:00 A. M. with Mayor Tom Miller presiding. Roll call showed the following members present: Councilman C. M. Bartholomew, Mayor Tom Miller, and Councilman Oswald G. Wolf; absent, Councilmen Chas. F. Alford and Simon Gillis.

The reading of the Minutes was dispensed with.

The public hearing on the proposal to change the zoning of property in the following described areas, which was continued from the last regular meeting, was reopened:

That area lying between Canadian Street and Pleasant Valley Road and extending south from East Second Street to within 150 feet of East First Street;

The one-half block north of East Fourth Street between Chicon Street and Onion Street;

The area bounded on the north by East Fourth Street, on the east by Comal Street, on the south by a line midway between East Third Street and East Second Street, and on the west by Onion Street;

The area east of Federnales Street bounded on the north by Santa Maria Street, on the east by San Saba Street, on the south by East Second Street, and on the west by Federnales Street.

No one appearing to protest the proposed changes, the City Attorney was instructed to prepare the necessary ordinance.

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 laid over.

A group of gas fitters, composed of W. E. Willmon, et al., employed by the Paul D. Burleson Plumbing Company, 110 Guadalupe Street, appeared and registered a protest against alleged discrimination in the issuing of gas fitter's licenses. The matter was referred to the City Manager and the Plumbing Inspector for a conference with said group on Saturday, August 5, at 9:00 A. M.

Mr. H. F. Harper submitted a request for a reduction in the penalty and interest accruing against property owned by him in the H. L. Robertson and Christian & Fellman Additions. The matter was referred to the City Manager, the Tax Department, and the Legal Department for consideration and report.

Messrs. Horace Shelton and Dempsey W. Nash, owners of abutting property, submitted a request for the opening and gravelling of the following streets: Bauerle Street from Kinney Avenue to Goodrich Avenue, and Hether Street from its present termination west of Kinney Avenue to Blue Bonnet Lane. The matter was referred to the City Manager and the City Engineer for consideration and report.

The matter of determining what policy the City should pursue relative to

the recently enacted State law allowing discount for taxes paid by specified dates was referred to the City Manager, the Finance Director, the Tax Assessor & Collector, and the Legal Department for consideration and report.

Councilman Wolf introduced the following ordinance:

AN ORDINANCE AMENDING IN CERTAIN PARTICULARS HEREINAFTER STATED THAT CERTAIN ORDINANCE ENTITLED, "AN ORDINANCE TO PROVIDE FOR LICENSING AND REGULATING PERSONS WHO ENGAGE IN BUYING AND/OR SELLING FISH, OYSTERS, SHRIMP, LOBSTERS, CRABS, TURTLES, TERRAPINS AND CLAMS AT WHOLESALE AND RETAIL WITHIN THE CITY OF AUSTIN, DEFINING TERMS, AND FIXING PENALTIES," WHICH SAID ORDINANCE WAS PASSED BY THE CITY COUNCIL OCTOBER 26, 1933, AND IS RECORDED IN BOOK "J", PAGES 564-567, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, AND DECLARING AN EMERGENCY.

The ordinance was read the first time and laid over.

It was moved by Councilman Wolf that a taxicab driver's permit be granted Edwin Franklin Moore. The motion prevailed by the following vote: Ayes, Councilman Bartholomew, Mayor Miller, and Councilman Wolf; nays, none; Councilmen Alford and Gillis absent.

It was moved by Councilman Wolf that a taxicab driver's permit be granted William Bill Porter, 41 San Marcos Street. The motion prevailed by the following vote: Ayes, Councilman Bartholomew, Mayor Miller, and Councilman Wolf; nays, none; Councilmen Alford and Gillis absent.

It was moved by Councilman Wolf that a taxicab driver's permit be granted Mayo Woodruff, 814 East Avenue. The motion prevailed by the following vote: Ayes, Councilman Bartholomew, Mayor Miller, and Councilman Wolf; nays, none; Councilmen Alford and Gillis absent.

It was moved by Councilman Wolf that a taxicab license be granted E. Owens, 1128½ West Sixth Street. The motion prevailed by the following vote: Ayes, Councilman Bartholomew, Mayor Miller, and Councilman Wolf; nays, none; Councilmen Alford and Gillis absent.

Councilman Bartholomew introduced the following resolution:

WHEREAS, W. D. Evans is the Contractor for the erection of a building located at 608 Guadalupe Street and desires a portion of the sidewalk space abutting Block 73, Lot A, of the Original City of Austin, Travis County, Texas, during the erection 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 W.D. Evans, the boundary of which is described as follows:

Sidewalk Working Space

Beginning at the southeast corner of the above described property; thence in an easterly direction and at right angles with the centerline of Guadalupe Street to a point 4 feet west of the west curb line of Guadalupe Street; thence in a northerly direction parallel with the centerline of Guadalupe Street 62 feet to a point; thence in a westerly direction and at right angles with the centerline of Guadalupe Street to the northeast corner of the above described property.

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

(1) That the contractor shall construct a guard rail within the boundary line

along the north, east, and south lines of the above described space, such guard rail to be at least 4 feet high and substantially braced and anchored.

(2) That the Contractor is permitted to construct in his working space a substantial gate which shall be kept closed at all times when not in use, and at all times that such gate is open, the Contractor shall maintain a person at this gate to warn pedestrians and vehicles of approaching trucks. This gate is not to open out so as to impede vehicular or pedestrian traffic.

(3) That no vehicles in loading or unloading material at the working space shall park on any part of the street outside of the allotted working space.

(4) That the Contractor shall in no way obstruct any fire plug or other public utilities in the construction of such barricades.

(5) That provisions 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 water.

(6) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness and provide lighting system for all tunnels.

(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 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 December 1, 1939.

(8) 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.

(9) That the use and enjoyment of the spaces herein granted shall not be exclusive as against public needs, and the City, in making such grant, reserves the right to enter and occupy any part or all of said space any time with its public utilities, or for other necessary public purposes.

(10) That any public utility or public or private property disturbed or injured as a result of any of the activities necessary for the completion of the construction work for said building project, whether done by the Contractor, City forces, or public utilities, shall be replaced or repaired at the Contractor's expense.

(11) The Contractor shall furnish the City of Austin a surety bond in the sum of \$2000.00, 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 utilities and property 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.

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

Councilman Bartholomew introduced the following resolution:

WHEREAS, E. B. Sneed is the Contractor for the alteration of a building located at 607-09 East Sixth Street and desires a portion of the sidewalk and street space abutting part of Lot 7, Block 61 of the Original City of Austin, Travis County, Texas,

during the alteration 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 E. B. Sneed, the boundary of which is described as follows:

Street and Sidewalk Working Space

Beginning at the west point of the proposed alteration; thence in a northerly direction and at right angles with the centerline of Sixth Street to a point 6 feet north of the south curb line; thence in an easterly direction and parallel with the centerline of East Sixth Street approximately 50 feet to a point; thence in a southerly direction and at right angles with the centerline of East Sixth Street to the north line of the above described property.

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

(1) That the Contractor shall construct a 4-foot walkway within the outer boundaries of the above described working space, such walkway to be protected on each side by a guard rail at least 4 feet high and substantially braced and anchored, and without wood strips or obstructions of any kind along the pavement within the walkway, and at any time in the opinion of the City officials it becomes necessary for any reason to install a board floor within the walkway, the Contractor shall, upon notice from the Building Inspector, immediately place such a wood floor and substantially support same to prevent sagging under load.

(2) That the Contractor is permitted to construct in his working space a substantial gate, which shall be kept closed at all times when not in use, and at all times that such gate is open, the Contractor shall maintain a person at this gate to warn pedestrians and vehicles of approaching trucks. This gate is not to open out so as to impede vehicular or pedestrian traffic.

(3) That no vehicles in loading or unloading material at the working space shall park on any part of the street outside of the allotted working space.

(4) That "No Parking" signs shall be placed on the street side of the barricades.

(5) 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.

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

(7) That provisions 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 water.

(8) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness and provide lighting system for all tunnels.

(9) 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 September 1, 1939.

(10) 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.

(11) That the use and enjoyment of the spaces herein granted shall not be exclusive as against public needs, and the City, in making such grant, reserves the right to enter and occupy any part or all of said space any time with its public utilities, or for other necessary public purposes.

(12) That any public utility, or public or private property, disturbed or injured as a result of any of the activities necessary for the completion of the construction work for said building project, whether done by the Contractor, City forces, or public utilities, shall be replaced or repaired at the Contractor's expense.

(13) That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand (\$5000.00) Dollars, 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.

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

Councilman Bartholomew introduced 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 WEST 32ND STREET across Pratt Avenue intersection, the centerline of which gas main shall be 7½ feet south of and parallel to the north line of said West 32nd Street.

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

(2) A gas main in WEST 32ND STREET from a point 46 feet west of the west line of San Gabriel Street easterly to the east line of San Gabriel Street, the centerline of which gas main shall be 20 feet south of and parallel to the north line of said West 32nd Street.

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

(3) A gas main in WEST 33RD STREET across Wabash Avenue intersection, the centerline of which gas main shall be 7½ feet south of and parallel to the north line of said West 33rd Street.

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

(4) A gas main in WEST 33RD STREET across San Gabriel Street intersection, the centerline of which gas main shall be 7½ feet south of and parallel to the north line of said West 33rd Street.

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

(5) A gas main in WEST 33RD STREET from a point 161 feet west of Pratt Avenue westerly 40 feet, the centerline of which gas main shall be 7½ feet south of and parallel to the north line of said West 33rd Street.

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

(6) A gas main in WEST 33RD STREET from a point 135 feet east of Pratt Avenue easterly 40 feet, the centerline of which gas main shall be 7½ feet south of and parallel to the north line of said West 33rd Street.

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

(7) A gas main in WEST 33RD STREET from a point 144 feet west of San Gabriel Street easterly 40 feet, the centerline of which gas main shall be 7½ feet south of and parallel to the north line of said West 33rd Street.

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

(8) A gas main in PRATT AVENUE from West 37th Street northerly 25 feet, the centerline of which gas main shall be 7½ feet west of and parallel to the east line of said Pratt Avenue.

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

(9) A gas main in PRATT AVENUE across West 38TH Street intersection, the centerline of which gas main shall be 7½ feet west of and parallel to the east line of said Pratt Avenue.

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

(10) A gas main in UNIVERSITY AVENUE from 30th Street northerly 118 feet, the centerline of which gas main shall be 19 feet west of and parallel to the east line of said University Avenue.

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

(11) A gas main in GLENVIEW AVENUE from a point 32 feet north of 32nd Street northerly 275 feet, the centerline of which gas main shall be 7½ feet west of and parallel to the east line of said Glenview Avenue.

Said gas main described above shall have a covering 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 the pertinent terms and conditions of the certain franchise granted to said Company by the City of Austin.

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

Councilman Wolf introduced the following resolution:

WHEREAS, A. Jones, owner of a portion of Block 1, Outlot 28, Division "O" of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, which property is situated on the north side of East First Street at a location west

of Pleasant Valley Road, has made application to the City Council of the City of Austin for permission to construct a commercial driveway across the north sidewalk area of East First Street at the above described location, as shown upon the plan hereto attached marked 2-C-817, 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 A. Jones, owner of a portion of Block 1, Outlot 28, Division "O" of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, which property is situated on the north side of East First Street at a location west of Pleasant Valley Road, is hereby permitted to construct a commercial driveway across the north sidewalk area of East First Street at the above described location, subject to the construction of concrete ramps, curbs, driveways, sidewalks and expansion joints as shown upon the plan marked 2-C-817, which plan is hereby made a part of this resolution, and further subject to the condition that all concrete curb, ramp and driveway construction done within the City streets shall be done by a bonded sidewalk contractor under the direction and supervision of the City Engineer of the City of Austin and in accordance with lines and grades furnished by the Engineering Department of the City of Austin.

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

Councilman Wolf introduced the following resolution and moved its adoption. The motion was seconded by Councilman Bartholomew, and the same prevailed by the following vote: Ayes, Councilman Bartholomew, Mayor Miller, and Councilman Wolf; nays, none; Councilmen Alford and Gillis absent.

The Mayor declared the resolution finally passed.

The resolution is as follows:

WHEREAS, Gulton Morgan, City Manager, in general charge of Public Works Administration projects, and G. S. Moore, in direct charge of Docket Number Texas 1847-2-F, being the project for the construction of Waterworks Improvements, have reported that the contract for the Water Reservoir Cover on the Georgetown Road has been completed by Yarbrough Construction Company, General Contractor, in accordance with the approved plans and specifications and in compliance with the rules and regulations of the Administration of Public Works and in an acceptable manner to the P. W. A. Inspector, and have recommended to the City Council the acceptance of the contract and the payment of the final estimate due thereon; and

WHEREAS, the City Council has inspected said contract and the works thereunder and is of the opinion that the same should be finally accepted; now, therefore,

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

THAT said contract and the works thereunder be and is hereby accepted as completed and the City Manager be and is hereby authorized and directed to approve the final estimate and to issue warrants in payment thereof, and that he be further authorized and directed to release the contractor from any further liability in connection with the said work, and to authorize cancellation of the bonds guaranteeing the successful completion of the contract.

(Engineer's Report)
attached

"Austin, Texas
August 2, 1939

Docket Texas 1847-2-F-3
Water Reservoir Cover
Austin, Texas

Mr. Gulton Morgan
City Manager
Austin, Texas

Dear Sir:

This is to advise that on July 26, 1939, Mr. J. V. Curnutte, P.W.A. Resident Engineer Inspector, and I made a final inspection of the Reservoir Cover, and this inspection, together with previous inspections, showed that the work has been completed in accordance with the plans, specifications and change orders, and in accordance with P. W. A. rules and regulations and to the satisfaction of the P. W. A. Resident Engineer Inspector. I recommend that the job be accepted and that the contractor be paid the final estimate at this time.

A few minor non-compliances, including non-compliances on apprentices, have been cleared by the Resident Engineer Inspector.

Respectfully submitted

G. S. Moore
Supervising
Engineer.

The following communication was received:

"Austin, Texas.
July 31, 1939

To the Honorable City Council
of the City of Austin:

On behalf of the Vestry of All Saints Chapel, Whitis Avenue and 27th Street, Austin, I hereby request permission to remove the body of the Right Reverend George Herbert Kinsolving, Bishop of the Diocese of Texas of the Protestant Episcopal Church, from 1892 until his death in 1928, from Oakwood Cemetery to a position in a concrete vault under the chancel.

This request is made in accordance with the wish of Bishop Kinsolving himself. As Bishop of Texas, he was the father of the work of the Episcopal Church in the University of Texas and in promotion of it, built Grace Hall and All Saints Chapel and was largely instrumental also in erecting Gregg Parish House; and for nearly thirty years he made his home within a stone's throw of these buildings. This work being so close to his heart, he desired, after a widespread practice of the Church, that his mortal remains should rest beneath the floor of the Chapel which he had built.

It has long been the wish of the congregation of All Saints Parish to carry out the Bishop's idea, but only now has it become possible to do so.

I submit herewith the approval of Bishop Kinsolving's only child and heir, the Rev. W. Ovid Kinsolving of Summit, New Jersey, of the Bishop's brother, the Rev. Arthur B. Kinsolving of Baltimore, Maryland, and of the Right Rev. Clinton S. Quin, present Bishop of Texas, speaking for the Diocese of Texas.

(Signed) W. J. Battle
Chairman of Committee
in charge of the en-
largement of All Saints
Chapel.

" Chester L. Hulst
Rector, All Saints Chapel."

Mayor Miller moved that the City Manager be authorized to comply with the foregoing request. The motion prevailed by the following vote: Ayes, Councilman Bartholomew, Mayor Miller, and Councilman Wolf; nays, none; Councilmen Alford and Gillis absent.

Councilman Bartholomew introduced the following resolution:

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

THAT the sum of \$20.00 be and the same is hereby appropriated to the City of Austin Recreation Department as compensation of umpires and officials, the same having been contributed by the Austin Kiwanis Club for that purpose.

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

The application of E. H. Perry, Jr., and Scott & Gregg Real Estate Company for a change in the zoning of the property on the north side of East Seventh Street extending from the alley east of Congress Avenue to Brazos Street from "C" Commercial District to "C-2" Commercial District was received and referred to the Board of Adjustment for consideration and recommendation and a public hearing on the matter was called for August 24, at 11:00 A. M.

Upon motion, seconded and carried, the meeting was recessed at 12:30 P. M., subject to call of the Mayor.

Approved: Tom Miller.
Mayor

Attest:

Harrie McKeen
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, August 10, 1939.

The City Council convened in regular session, at the regular meeting place in the Municipal Building, on Thursday, August 10, 1939, at 11:30 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilman C. M. Bartholomew, Mayor Tom Miller, and Councilman Oswald G. Wolf; absent, Councilmen Chas. F. Alford and Simon Gillis.

The reading of the Minutes was dispensed with.

The Mayor announced the public hearing open on the proposal to amend the Zoning Ordinance in the following particulars, in accordance with published notice thereof:

To amend the USE designation of the following described property so as to change same from "A" Residence District and First Height and Area District to "B" Residence District and First Height and Area District: Lots 1 and 2, Block "C", Shelley Heights; and all that certain lot, tract, or parcel of land, being a part of the south half of Outlot No. 7, in Division "Z" of the Outlots of the City of Austin, Texas, and more particularly described as follows: beginning at the S.W. corner of Lot 8, of Enfield "A", a subdivision of Outlots 6, 7, and 8 of Division "Z"; thence southerly 130 feet to an iron stake for the S.W. corner of the property herein conveyed; thence easterly parallel with the south line of Lot 8, Enfield "A", 240 feet to an iron stake for the S. E. corner; thence northerly 130 feet to a stake for the N.E. corner; thence westerly 240 feet to the place of beginning; all of said above described property being located on the north side of West 13th Street and extending 390 feet east from Lorrain Street, in the City of Austin, Texas.

To amend the USE designation of the following described property so as to