

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

May 6, 1971  
9:00 A.M.

COUNCIL CHAMBERS, CITY HALL

The meeting was called to order with Mayor LaRue presiding.

Roll Call:

Present: Councilmen Gage, Janes, Johnson, MacCorkle, Price  
Mayor LaRue  
Absent: None

The Invocation was delivered by REVEREND SAMUEL N. BAXTER, Good Shepherd Episcopal Church.

PROCLAMATION

Mayor LaRue read a Proclamation designating May 10-16 as "Fiesta Week". Mrs. H.E. Padgett of the Women's Art Guild of Laguna Gloria appeared to speak regarding Fiesta '71 at Laguna Gloria, May 15 and 16.

APPROVAL OF MINUTES

Councilman Price moved the Council approve the Minutes of the Regular Meeting of April 8, 1971 and the Regular Meeting of April 29, 1971. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price  
Mayor LaRue  
Noes: None

POLLING PLACES

Councilman Johnson moved that requests to use the following municipal fire stations for polling places for the Constitutional Amendment Election on May 18, 1971, be granted:

CITY OF AUSTIN, TEXAS

- a. The Fire Station at 3009 Windsor Road for Precinct 328
- b. The Fire Station at 43rd and Speedway for Precinct 232

The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

APPOINTEES ON M.H.M.R. BOARD

Mayor LaRue noted that the Council needed to confirm the following to the M.H.M.R. Board:

Reverend Marvin C. Griffin, appointed by the City  
Will Davis, appointed by the Austin Independent School District  
Mrs. Charles Burton, appointed by the Commissioners Court  
Mr. Lewis DeMoll, appointed by the University of Texas

Councilman Gage moved the Council confirm the appointments as listed.  
The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

STREET PAVING ORDINANCES

Mayor LaRue introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING PORTIONS OF FRANCISCO STREET AND SUNDRY OTHER STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREBELOW DEFINED, PERFORMED BY PAT CANION EXCAVATING COMPANY, AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH: DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

The ordinance was read the first time and Councilman Price moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The ordinance was read the second time and Councilman Price moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price  
Mayor LaRue  
Noes: None

The ordinance was read the third time and Councilman Price moved that the ordinance be finally passed. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price  
Mayor LaRue  
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor LaRue introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING PORTIONS OF JACK COOK DRIVE AND SUNDRY OTHER STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREBELOW DEFINED, PERFORMED BY ROBERT C. GRAY CONSTRUCTION CO., AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

The ordinance was read the first time and Councilman Price moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The ordinance was read the second time and Councilman Price moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The ordinance was read the third time and Councilman Price moved that the ordinance be finally passed. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor LaRue introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING PORTIONS OF BENELVA STREET AND SUNDRY OTHER STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREBELOW DEFINED, PERFORMED BY UDO HAUFLE, AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

The ordinance was read the first time and Councilman Price moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The ordinance was read the second time and Councilman Price moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The ordinance was read the third time and Councilman Price moved that the ordinance be finally passed. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Mayor announced that the ordinance had been finally passed.

#### ANNEXATION ORDINANCE

Mayor LaRue introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 10.07 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JAMES ROGERS SURVEY IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the first time and Councilman Janes moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price  
Mayor LaRue

Noes: None

The ordinance was read the second time and Councilman Janes moved that the ordinance be passed to its third reading. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price  
Mayor LaRue

Noes: None

#### ZONING ORDINANCES

Mayor LaRue introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

LOT 12A, BLOCK 1, SHOALMONT ADDITION, LOCALLY KNOWN AS 5509-5511 MONTVIEW STREET, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Price moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

The ordinance was read the second time and Councilman Price moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

The ordinance was read the third time and Councilman Price moved that the ordinance be finally passed. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

The Mayor announced that the ordinance had been finally passed.

## CITY OF AUSTIN, TEXAS

Mayor LaRue introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

LOT 20, BLOCK 2, ELM GROVE ADDITION, LOCALLY KNOWN AS 1104 LAMBIE, FROM "A" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Johnson moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The ordinance was read the second time and Councilman Johnson moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The ordinance was read the third time and Councilman Johnson moved that the ordinance be finally passed. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor LaRue introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

A 2.0025 ACRE TRACT OF LAND, LOCALLY KNOWN AS 9212-9302 NORTH INTERSTATE HIGHWAY 35, FROM "A" RESIDENCE DISTRICT AND "GR" GENERAL RETAIL DISTRICT TO "GR" GENERAL RETAIL DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

## CITY OF AUSTIN, TEXAS

The ordinance was read the first time and Councilman Janes moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, Price, Mayor LaRue  
Noes: None  
Present but Not Voting: Councilman MacCorkle

The ordinance was read the second time and Councilman Janes moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, Price, Mayor LaRue  
Noes: None  
Present but Not Voting: Councilman MacCorkle,

The ordinance was read the third time and Councilman Janes moved that the ordinance be finally passed. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, Price, Mayor LaRue  
Noes: None  
Present but Not Voting: Councilman MacCorkle

The Mayor announced that the ordinance had been finally passed.

Mayor LaRue introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:  
LOT 33 AND 37, BLOCK 4, C.L. ANGELL SUBDIVISION, LOCALLY KNOWN AS 6213-6217 CADDIE STREET; 1700 MONTOPOLIS DRIVE, FROM "A" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Price moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, MacCorkle, Price, Mayor LaRue  
Noes: None  
Out of Room at Roll Call: Councilman Johnson

The ordinance was read the second time and Councilman Price moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Janes, carried by the following vote:

## CITY OF AUSTIN, TEXAS

Ayes: Councilmen Gage, Janes, MacCorkle, Price, Mayor LaRue

Noes: None

Out of Room at Roll Call: Councilman Johnson

The ordinance was read the third time and Councilman Price moved that the ordinance be finally passed. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, MacCorkle, Price, Mayor LaRue

Noes: None

Out of Room at Roll Call: Councilman Johnson

The Mayor announced that the ordinance had been finally passed.

Mayor LaRue introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

TRACT 1: NORTH 97 FEET OF LOTS 1, 2 AND 3; ALL OF LOTS 4, 5, 6 AND 7; EAST 10 FEET OF LOT 8, BLOCK 2, POST ROAD ADDITION, LOCALLY KNOWN AS 3800-3810 SOUTH CONGRESS AVENUE; 101-123 POST ROAD DRIVE; 100-122 KREBS LANE, FROM "A" RESIDENCE FIRST HEIGHT AND AREA DISTRICT AND "C" COMMERCIAL, SIXTH HEIGHT AND AREA DISTRICT TO "DL" LIGHT INDUSTRIAL, THIRD HEIGHT AND AREA DISTRICT; AND,

TRACT 2: LOTS 7 AND 8, BLOCK 1, POST ROAD ADDITION, LOCALLY KNOWN AS 118-120 POST ROAD DRIVE, FROM "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT AND "C" COMMERCIAL, SIXTH HEIGHT AND AREA DISTRICT TO "B" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; ALL OF SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Price moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue

Noes: None

The ordinance was read the second time and Councilman Price moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue

Noes: None



The ordinance was read the third time and Councilman Price moved that the ordinance be finally passed. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Mayor announced that the ordinance had been finally passed.

#### STREET VACATION

Mayor LaRue introduced the following ordinance:

AN ORDINANCE VACATING AND PERPETUALLY CLOSING FOR PUBLIC USE THOSE CERTAIN PORTIONS OF CHESTNUT AVENUE, MARTHA STREET, NILE STREET, VAIDEN STREET, WALTER STREET, BORDER STREET, MIDWAY STREET, EAST 11TH STREET, EAST 8TH STREET, COURTNEY STREET, STOKES DRIVE, EMERSON STREET, MARTHA STREET ALLEY, NORTHWESTERN AVENUE ALLEY, RED RIVER STREET ALLEY, AND OLDHAM STREET ALLEY, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; RETAINING AN EASEMENT IN THE CITY FOR DRAINAGE AND PUBLIC UTILITY PURPOSES; SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Janes moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

The ordinance was read the second time and Councilman Janes moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

The ordinance was read the third time and Councilman Janes moved that the rule be suspended and the ordinance finally passed. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

The Mayor announced that the ordinance had been finally passed.

(Passed Ordinance vacating only the property on which Urban Renewal owns both sides of the street.)

## ANNEXATION HEARING

Mayor LaRue opened the public hearing scheduled for this time on the following annexation. No one appeared to participate. Councilman Price moved the Council close the hearing and direct the administration to institute annexation proceedings to annex the following:

- a. 7.08 acres of land out of the Henry P. Hill League - portion of Austin Independent School District tract of land
- b. 19 acres of land, more or less, out of the John Applegait Survey - North Lamar Park Annex, Austin Independent School District tracts of land, portions of Lamar Boulevard, West Rundberg Lane, and Glen Lane and unplatted land

The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

## ZONING HEARINGS

Mayor LaRue announced that it was 9:30 A.M. and the Council would hear the zoning cases scheduled for public hearing at this time. Pursuant to published notice thereof, the following zoning applications were publicly heard:

NOBLE SMITH  
By R.E. Newsom  
C14-71-056

4317-4319 Gillis Street

From "A" Residence  
To "GR" General Retail  
RECOMMENDED by the  
Planning Commission

Councilman Johnson moved the Council grant the change from "A" Residence to "GR" General Retail, as recommended by the Planning Commission. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

The Mayor announced that the change had been granted to "GR" General Retail and instructed the City Attorney to draw the necessary ordinance to cover.

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ST. EDWARDS UNIVERSITY  
FOUNDATION  
C14-71-070

914-994 Ben White Blvd.

From Interim "A"  
Residence  
1st Height and Area  
To "C" Commercial  
2nd Height and Area  
RECOMMENDED by the  
Planning Commission

Councilman Johnson moved the Council grant the change from Interim "A" Residence, 1st Height and Area to "C" Commercial, 2nd Height and Area, as recommended by the Planning Commission. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Mayor announced that the change had been granted to "C" Commercial, 2nd Height and Area and instructed the City Attorney to draw the necessary ordinance to cover.

TOM A. WALKER  
By Ronald B. Zent  
C14-71-074

8900 Research Boulevard

From Interim "A"  
Residence, 1st Height  
and Area  
To "C" Commercial  
1st Height and Area  
(as amended)  
RECOMMENDED by the  
Planning Commission,  
as amended

Councilman Price moved the Council grant the change from "A" Residence 1st Height and Area to "C" Commercial, 1st Height and Area (as amended), as recommended by the Planning Commission. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price  
Mayor LaRue  
Noes: None

The Mayor announced that the change had been granted to "C" Commercial, 1st Height and Area (as amended), and instructed the City Attorney to draw the necessary ordinance to cover.

BILL MILBURN  
By Richard Baker  
C14-71-072

7302-7304 Dubuque Lane  
7500-7516 Ed Bluestein  
Boulevard

From "O" Office to  
"LR" Local Retail (as  
amended) RECOMMENDED  
by the Planning  
Commission as amended  
for the area of the sign  
only

## CITY OF AUSTIN, TEXAS

Councilman MacCorkle moved the Council grant the change from "O" Office to "LR" Local Retail (as amended), as recommended by the Planning Commission, as amended for the area of the sign only. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue

Noes: None

The Mayor announced that the change had been granted to "LR" Local Retail subject to conditions, and instructed the City Attorney to draw the necessary ordinance to cover.

R.E. AUSTIN CORPORATION  
By Cullen M. Godfrey  
C14-71-062

830-836 U.S. Highway 183

From Interim "A"  
Residence, 1st Height  
and Area  
To "O" Office  
3rd Height and Area  
NOT Recommended by the  
Planning Commission  
RECOMMENDED "O" Office  
2nd Height and Area  
subject to departmental  
requirements and recom-  
mendation to the Board  
of Adjustment of approval  
of the 10 additional  
feet in height

Councilman Johnson moved the Council grant the change from Interim "A" Residence, 1st Height and Area to "O" Office, 2nd Height and Area, as recommended by the Planning Commission, subject to departmental requirements and recommendation to the Board of Adjustment of approval of the 10 additional feet in height. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

The Mayor announced that the change had been granted to "O" Office, 2nd Height and Area, subject to conditions, and instructed the City Attorney to draw the necessary ordinance to cover.

KEN WENDLER  
By Tom H. Miller  
C14-71-065

2209-2211 Bluebonnet Lane

From "A" Residence  
To "B" Residence  
RECOMMENDED by the  
Planning Commission

## CITY OF AUSTIN, TEXAS

Councilman Price moved the Council grant the change from "A" Residence to "B" Residence, as recommended by the Planning Commission. The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Gage, Janes, MacCorkle, Price, Mayor LaRue  
Noes: Councilman Johnson

The Mayor announced that the change had been granted to "B" Residence and instructed the City Attorney to draw the necessary ordinance to cover.

W.T. PATTON  
C14-71-050

7102-7314 U.S. 290

From Interim "A" Residence, 1st Height and Area To "C" Commercial 1st Height and Area NOT RECOMMENDED by the Planning Commission RECOMMENDED by the Planning Commission "C" Commercial, 1st Height and Area on that portion west of the proposed extension of Northeast Drive; "GR" General Retail 1st Height and Area on that Area on that portion east of Northeast Drive which fronts on U.S. Hwy. 290; and "B" Residence 1st Height and Area on the balance of the tract, subject to field notes and subdivision

Councilman Janes moved the Council grant the change from Interim "A" Residence, 1st Height and Area to "C" Commercial, 1st Height and Area on that portion extending to within 25 feet west of the proposed extension of Northeast Drive and allow the withdrawal of the balance of the request. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Out of Room at Roll Call: Councilman Gage

The Mayor announced that the change had been granted to "C" Commercial, 1st Height and Area on that portion extending to within 25 feet west of the proposed extension of Northeast Drive and the balance of the request to be withdrawn and instructed the City Attorney to draw the necessary ordinance to cover.

## CITY OF AUSTIN, TEXAS

DORA FRITSCH ESTATE  
By Bob Bailey  
C14-71-063

5517 Roosevelt

From "A" Residence  
To "B" Residence  
RECOMMENDED by the  
Planning Commission,  
subject to 7 1/2' of  
right of way on Grover  
Avenue

Councilman Price moved the Council grant the change from "A" Residence to "B" Residence, as recommended by the Planning Commission, subject to 7 1/2' of right of way on Grover Avenue. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

The Mayor announced that the change had been granted to "B" Residence and instructed the City Attorney to draw the necessary ordinance to cover.

AUSTEX DEVELOPMENT  
COMPANY, LIMITED  
By W.T. Williams, Jr.  
C14-71-046

5100-5124 Springdale Rd. From Interim "A"  
Residence

1st Height and Area  
To "C" Commercial  
1st Height and Area  
NOT Recommended by the  
Planning Commission  
RECOMMENDED 1 foot of  
"A" Residence abutting  
Highbury Lane, "BB"  
Residence on westernmost  
108' of the tract, &  
"GR" General Retail on  
the remainder of tract,  
subject to subdivision

Councilman Gage moved the Council grant the change from Interim "A" Residence 1st Height and Area to 1 foot of "A" Residence abutting Highbury Lane, "BB" Residence on westernmost 108' of the tract, & "GR" General Retail on the remainder of tract, as recommended by the Planning Commission, subject to subdivision. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Mayor announced that the change had been granted as recommended by the Planning Commission and instructed the City Attorney to draw the necessary ordinance to cover.

## CITY OF AUSTIN, TEXAS

AUSTEX DEVELOPMENT  
COMPANY, LIMITED  
By W.T. Williams, Jr.  
C14-71-049

3401-3411 Manchaca Road

From Interim "A"  
Residence  
1st Height and Area  
To "O" Office  
1st Height and Area  
NOT Recommended by the  
Planning Commission  
RECOMMENDED by the  
Planning Commission  
"BB" Residence, 1st  
Height and Area

Councilman Gage moved the Council grant the change from Interim "A" Residence, 1st Height and Area to "BB" Residence, 1st Height and Area, as recommended by the Planning Commission. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

The Mayor announced that the change had been granted to "BB" Residence subject to conditions, and instructed the City Attorney to draw the necessary ordinance to cover.

JOHN REYNOLDS  
By W.T. Williams, Jr.  
C14-71-048

8015-8027 North Lamar  
Boulevard

From "A" Residence  
To "C" Commercial  
RECOMMENDED by the  
Planning Commission

Councilman Price moved the Council grant the change from "A" Residence to "C" Commercial, as recommended by the Planning Commission. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

The Mayor announced that the change had been granted to "C" Commercial and instructed the City Attorney to draw the necessary ordinance to cover.

JIM O'NEAL  
By Austex Development  
Company  
C14-71-068

8603-8615 US 183

From Interim "A"  
Residence  
1st Height and Area  
To "GR" General Retail  
1st Height and Area  
RECOMMENDED by the  
Planning Commission

Councilman MacCorkle moved the Council grant the change from Interim "A" Residence, 1st Height and Area to "GR" General Retail, 1st Height and Area, as recommended by the Planning Commission. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

The Mayor announced that the change had been granted to "GR" General Retail, 1st Height and Area, and instructed the City Attorney to draw the necessary ordinance to cover.

DEWEY G. MEARS  
C14-71-051

1800 West 6th Street  
600-604 Patterson Avenue

From "A" Residence  
To "GR" General Retail  
RECOMMENDED by the  
Planning Commission  
subject to 5' of right of  
way on Patterson and West  
6th Street

Councilman Price moved the Council grant the change from "A" Residence to "GR" General Retail, as recommended by the Planning Commission, subject to 5' of right of way on Patterson and West 6th Street. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

The Mayor announced that the change had been granted to "GR" General Retail subject to conditions, and instructed the City Attorney to draw the necessary ordinance to cover.

JAMES H. ARNOLD  
By Rollins Outdoor  
Advertising  
C14-71-052

Tract 1  
8617-8625 Research Blvd.  
Tract 2  
8547-8553 Research Blvd.

From Interim "A"  
Residence  
1st Height and Area  
To "C" Commercial  
1st Height and Area  
RECOMMENDED by the  
Planning Commission  
subject to subdivision

Mr. Lillie stated that for placement of the signs on the two tracts, the location would be 20 feet in width and 50 feet in depth on the southeast corner of Tract 1 and 20 feet in width and 50 feet in depth on the southwest corner of Tract 2. Councilman Janes moved the Council grant the change from Interim "A"



Residence 1st Height and Area to "C" Commercial 1st Height and Area on an area 20 feet wide and 50 feet deep on the southeast corner of Tract 1 and 20 feet wide and 50 feet deep on the southwest corner of Tract 2, and the balance of the two tracts "GR" General Retail. The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

The Mayor announced that the change had been granted to "C" Commercial, 1st Height and Area and "GR" General Retail, and instructed the City Attorney to draw the necessary ordinance to cover.

KIRK E. WILLIAMSON  
By Bill Riley  
C14-71-058

1504-1516 Brandt Drive  
1525-1547 Highway 71

From Interim "A"  
Residence  
1st Height and Area  
To "GR" General Retail  
1st Height and Area  
RECOMMENDED by the  
Planning Commission  
subject to 6' privacy  
fence along the north  
property line adjoining  
the single-family  
residential development

There was some discussion among the Council, City Manager Andrews and City Attorney Butler regarding how long the property owners should have to comply with the condition imposed. The time discussed ranged from six months to two years, but no time period was set.

Councilmen Price moved the Council grant the change from Interim "A" Residence, 1st Height and Area to "GR" General Retail, 1st Height and Area, as recommended by the Planning Commission, subject to 6' privacy fence along the north property line adjoining the single family residential development. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

The Mayor announced that the change had been granted to "GR" General Retail, 1st Height and Area, subject to conditions, and instructed the City Attorney to draw the necessary ordinance to cover.

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DICK RATHGEBER  
C14-71-064

403 West 38th Street

From "A" Residence  
1st Height and Area  
To "B" Residence  
2nd Height and Area  
RECOMMENDED by the  
Planning Commission,  
subject to 5' of right  
of way

Councilman MacCorkle moved the Council grant the change from "A" Residence, 1st Height and Area to "B" Residence, 2nd Height and Area, as recommended by the Planning Commission, subject to 5' of right of way. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

The Mayor announced that the change had been granted to "B" Residence, 2nd Height and Area, subject to conditions, and instructed the City Attorney to draw the necessary ordinance to cover.

JAMES J. SAMON  
By Harriet Owens  
C14-71-067

Tract 1  
5400-5426 Manchaca Road  
Tract 2  
Rear 5400-5426 Manchaca  
Road

From "A" Residence  
To "GR" General Retail  
RECOMMENDED by the  
Planning Commission  
Tract 2: From "A"  
Residence to "BB"  
Residence, RECOMMENDED  
by the Planning Commission  
subject to 44' building  
setback on Tract 2  
where abutting residential  
development

Councilman Johnson moved the Council grant the change from "A" Residence to "GR" General Retail for Tract 1, as recommended by the Planning Commission and from "A" Residence to "BB" Residence, subject to 44' building setback on Tract 2 where abutting residential development for Tract 2, as recommended by the Planning Commission. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

The Mayor announced that the change had been granted to "GR" General Retail for Tract 1 and "BB" Residence, subject to conditions, for Tract 2 and instructed the City Attorney to draw the necessary ordinance to cover.

FRANK B. LEGGETT  
By Richard Baker  
C14-71-071

1104-1114 Clayton Lane

From "B" Residence  
2nd Height and Area  
To "O" Office  
2nd Height and Area  
RECOMMENDED by the  
Planning Commission  
subject to a 64'  
building setback and  
privacy fence on the west  
property line and sub-  
division

Councilman Price moved the Council grant the change from "B" Residence, 2nd Height and Area to "O" Office, 2nd Height and Area, as recommended by the Planning Commission, subject to 64' building setback and privacy fence on the west property line and subdivision. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

The Mayor announced that the change had been granted to "O" Office, 2nd Height and Area, subject to conditions, and instructed the City Attorney to draw the necessary ordinance to cover.

#### SALE OF HOUSES

Councilman Price moved the Council adopt a resolution authorizing sale of houses as follows:

Accept positive bids	-	Houses to be moved
(1) Jack Giberson	1906 W. 7th Street	\$1,202.00
(2) M.J. Kouri	1916 Lake Austin Blvd.	\$2,241.81

The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

Councilman Johnson moved the Council adopt a resolution authorizing sale of houses as follows:

Accept negative bids - Houses to be	-	Houses to be Demolished
(1) Southwest Rathgeber	610 Theresa	\$ 272.27
(2) Jesse Torres	1155 (D) Springdale	\$ 219.00
(3) Southwest Rathgeber	904 Essex	\$ 383.38

The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

#### CONTRACTS AWARDED

City Manager Andrews recommended that the contract be awarded even though not to the low bidder. No bidder met all of the specifications, but the one recommended came the closest. There was some discussion among the Council regarding the buying of the subject trailer. After that discussion, Councilman MacCorkle moved the Council adopt a resolution awarding the following contract:

ANDERSON MACHINERY COMPANY	-	One (1) each Sixty Ton Gooseneck Trailer \$16,793.00
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The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

Councilman MacCorkle moved the Council adopt a resolution awarding the following contract:

S.W. SALES COMPANY	-	Twelve (12) month supply agreement for Fire Fighting Clothing \$5,831.20
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The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

#### LICENSE AGREEMENT

Councilman Price moved the Council adopt a resolution granting a license agreement for the following:

Wire Line License Agreement with Missouri Pacific Railroad Company to place 4 overhead guy wires and 2 stub poles at points 350' and 950' east of Montopolis Drive cross Bergstrom Spur - \$250.00 cost to City.

The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

## OPERATION OF AUSTIN SUNSHINE CAMP

Councilman Johnson moved the Council adopt a resolution approving an agreement between Young Men's Business League and City of Austin for the operation of Austin Sunshine Camp. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

NEIGHBORHOOD DEVELOPMENT PROGRAM  
APPLICATION APPROVED

Mr. Leon Lurie, Director, Austin Urban Renewal Agency, reviewed the upcoming program for the next twelve months. Councilman Janes moved the Council approve the Renewal Agency's Neighborhood Development Program application. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

PUBLIC HEARING SET  
EXPRESSWAY AND MAJOR ARTERIAL PLAN CHANGES

Councilman Johnson moved the Council adopt a resolution setting a public hearing at 10:30 A.M., May 13, 1971 to consider amendments to Expressway and Major Arterial Plan. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

## ANNEXATION HEARING SET

Councilman Price moved the Council adopt a resolution setting a public hearing at 1:30 P.M., June 10, 1971, to consider annexing the following: (requested by owner)

40 acres of land out of the J.C. Tannehill League  
Proposed CRYSTALBROOK SECTION ONE, portions of  
DECKER LAKE ROAD, ED BLUESTEING BOULEVARD and other  
unplatted land.

The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

EASEMENTS APPROVED FOR  
SOUTHWESTERN BELL TELEPHONE COMPANY

Councilman MacCorkle moved the Council adopt a resolution approving easements for Southwestern Bell Telephone Company, as recommended by the City Manager, across City-owned property at Hancock Drive overpass. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

EMINENT DOMAIN PROCEEDINGS

Councilman Johnson moved the Council adopt a resolution authorizing eminent domain proceedings on the following:

2501-2621 Blocks, south side Ranch Road 2244 (Bee Caves Road)  
for right-of-way for Mo-Pac Boulevard

The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

FINANCIAL STATEMENT RECEIVED  
FOR MARCH, 1971

Councilman Janes moved the Council note receipt of the Financial Statement for March, 1971, from the City Manager's office. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

FLUORIDATION NOT TO BE PLACED  
ON AGENDA FOR MAY 13, 1971

Councilman Janes brought up the matter of placing the item of fluoridation of Austin water on the Agenda for May 13, 1971. Councilmen Johnson, Price and MacCorkle voiced their objections to the placement of the item on the Agenda. After that discussion, Councilman Janes moved the Council authorize the preparation of a resolution to be considered next week requesting that the City Manager take steps to introduce fluorine into Austin water. The motion, seconded by Councilman Gage, failed to carry by the following vote:

Ayes: Councilmen Gage, Janes, Mayor LaRue  
Noes: Councilmen Johnson, MacCorkle, Price

## CITY OF AUSTIN, TEXAS

## HEARING ON APPEAL

Mayor LaRue opened the public hearing scheduled for this time on the Appeal from a decision of the Planning Commission granting Special Permit to Mr. Ray Littlefield covering the property locally known as 3508-3510 Red River Street. (CP14-71-004)

Mr. Allen Smith of Salmonson and Smith, representing the objecting property owners, asked if the 20 per cent rule would be applicable in this situation. The City Attorney ruled that the 20 per cent rule did not apply on an appeal from a Special Permit.

Mr. Ray Littlefield, owner of the subject property, reviewed the matter of the zoning for the Council. He cited other high density dwellings in the area, and referred to other similar developments around the city bordering on single-family dwellings. He asked that the request be granted to construct five town houses on the property and that new material would be used.

## OPPONENTS

Mr. Smith reviewed the problem of the request from the opponents' standpoint. He requested that the Council deny the request for the town houses and suggest that Mr. Littlefield reapply under the Planned Unit Development requirements. He also requested that the Council consider the rollback petition which had been signed by over 50 per cent of the area property owners. The rollback was requested for single-family dwellings.

Mr. Shive, who resided in the area, spoke against granting the request of Mr. Littlefield.

## PROPOSERS

Mr. Glenn Lewis, 826 Harris Avenue; Mrs. Gordon Lantz, 3408a Red River and Mr. Jose Santos, 2307 LaFayette, spoke in favor of granting the special permit.

Before voting, the Council agreed to look at the property during the recess for lunch.

## RECESSED MEETING

2:00 P.M.

Mayor LaRue called the Council to order.

The Council then took up the matter of Mr. Ray Littlefield's special permit request.

After some further discussion among the Council regarding the subject property, Councilman Price moved the Council sustain the action of the Planning Commission with the addition that any construction will be limited to all new construction. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

The Mayor announced that the Special Permit had been granted subject to conditions and instructed the City Attorney to draw the necessary ordinance to cover.

#### ZONING HEARINGS

Mayor LaRue announced that it was 2:00 P.M. and the Council would hear the zoning cases scheduled for public hearing at this time. Pursuant to published notice thereof, the following zoning applications were publicly heard:

FIRST UNITED  
PENTECOSTAL CHURCH  
C14-71-057

4113-4115 Avenue D  
105-107 West 42nd St.

From "A" Residence  
To "B" Residence  
NOT Recommended by the  
Planning Commission

Mr. D.W. Morris, representing the Church, reviewed the Church's position regarding the property. He requested a postponement so that the neighborhood could clarify its thinking.

Mr. Paul Jones, attorney, requested that the case be postponed until more facts could be developed.

#### Opponents

Mrs. Inez Houston, Mr. Troy Harrell and Mrs. Leroy Peterson, all area property owners, opposed the zoning change because a fraternity house was to be located in the church building.

#### Motion

After discussion among the Council, Councilman Price moved the Council deny the request for a delay and deny the zoning. Councilman MacCorkle seconded the motion. Councilman Gage stated that he felt it was not fair to the Church and that the case should be heard. Councilman Price then withdrew his motion and Councilman MacCorkle withdrew his second.

#### Motion

Councilman Gage moved the Council grant a 30-day postponement. The motion, seconded by Councilman Janes, failed by the following vote:

Ayes: Councilmen Gage, Janes, Mayor LaRue  
Noes: Councilmen Johnson, MacCorkle, Price

Mr. Jones then presented the case. He pointed out that an area study by the Planning Commission and the Planning Department supported "B" Residence zoning for the area. He cited some facts about the fraternity and its members. He closed by requesting that the Council grant the zoning.



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## Motion

After statements by several Councilmen, Councilman Johnson moved the Council reconsider postponement of the case. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, Mayor LaRue  
Noes: Councilmen MacCorkle, Price

## Motion

Councilman Gage then moved the Council postpone the case until June 3, 1971. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, Mayor LaRue  
Noes: Councilmen MacCorkle, Price

The Mayor announced that the case was postponed until June 3.

FRED W. ARLDT  
By T.E. Wiley Co.  
Rodger Plowman  
C14-71-060

5617 Adams Avenue

From "A" Residence  
To "O" Office  
NOT Recommended by the  
Planning Commission

Mr. Paul Jones, representing the purchaser, stated that the only reason given by the Planning Commission for not recommending the change was that the property did not conform to existing uses in the area. Mr. Jones reviewed other property in the area. He was prepared to dedicate 10 feet of right of way on Adams Avenue. After a brief discussion among the Council, Councilman Gage moved the Council grant the change from "A" Residence to "O" Office, subject to the dedication of 10 feet of right of way. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

The Mayor announced that the change had been granted to "O" Office, subject to conditions, and instructed the City Attorney to draw the necessary ordinance to cover.

NASH PHILLIPS &  
CLYDE COPUS  
By Austex Development  
Company, Limited  
C14-71-069

3621-3629 Manchaca Road

From Interim "A"  
Residence  
1st Height and Area  
To "O" Office  
1st Height and Area  
RECOMMENDED by the  
Planning Commission,  
subject to departmental  
requirements

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Mr. Lillie stated that there were no departmental requirements.

Councilman Gage moved the Council grant the change from Interim "A" Residence, 1st Height and Area to "O" Office, 1st Height and Area, as recommended by the Planning Commission. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

The Mayor announced that the change had been granted to "O" Office, 1st Height and Area, and instructed the City Attorney to draw the necessary ordinance to cover.

EDGAR S. DAUGHERTY  
C14-71-061

6208 Burns Street

From "A" Residence  
To "B" Residence  
RECOMMENDED by the  
Planning Commission  
subject to 5' of right  
of way on Burns Street

Councilman Gage moved the Council grant the change from "A" Residence to "B" Residence, as recommended by the Planning Commission, subject to 5' of right of way on Burns Street. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

The Mayor announced that the change had been granted to "B" Residence, subject to conditions, and instructed the City Attorney to draw the necessary ordinance to cover.

## ZONING DENIED

TITO VILLEGAS  
C14-71-059

3904-3908 East 12th Street  
1200 Luna

From "A" Residence  
To "GR" General Retail  
NOT Recommended by the  
Planning Commission

Councilman Janes moved the Council uphold the decision of the Planning Commission and deny the zoning change. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Present but Not Voting: Councilman Gage

The Mayor announced that the zoning change had been denied.

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## ZONING WITHDRAWN

MRS. E.H. MIRANDA  
C14-71-053

914 West 22 1/2 Street  
2213-2217 San Gabriel Street

From "B" Residence  
2nd Height and Area  
To "O" Office  
2nd Height and Area  
NOT Recommended by the  
Planning Commission

Councilman MacCorkle moved the Council grant withdrawal of the zoning case. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

## ZONINGS POSTPONED

GUY E. MORGAN  
By Richard Baker  
C14-71-073

Tract 1  
4507-4509 North  
I.H. 35  
Tract 2  
4506-4508 Elwood Rd.

From "A" Residence  
To "O" Office

From "A" Residence  
To "B" Residence  
NOT Recommended (Tr. 1 & 2)  
By the Planning Commission  
RECOMMENDED "O" Office on  
west 139.4' of Tract 1  
and the retention of "A"  
Residence on the remaining  
portion of Tr. 1 & 2

Mr. Dan Killen and Mr. Earl Dietz appeared in opposition to the zoning change and did not want the case to be postponed. After a lengthy discussion among the Council, Mr. Killen and Mr. Dietz, Councilman Gage moved to postpone the case until June 3, 1971. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Present But Not Voting: Councilman Janes

AUSTEX DEVELOPMENT  
COMPANY, LIMITED  
By W.T. Williams, Jr.  
C14-71-047

2305-2311 Wheless Lane

From Interim "A" Residence  
1st Height and Area  
To "GR" General Retail  
6th Height and Area  
NOT Recommended by the  
Planning Commission  
RECOMMENDED by the  
Planning Commission  
"BB" Residence  
1st Height and Area  
subject to subdivision of  
this tract into tracts  
for four-plex use and

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privacy fence on the  
northwest property line

There was a clarification in the recommendations. A 60 foot building setback was required if an apartment house was built on the property and the privacy fence. If fourplexes were built, there would be no setback requirement, but there would be a privacy fence.

Mrs. Edward Frost, 2200 Lockwood Cove, appeared in opposition to the change and presented a petition, signed by area property owners. The petition had not been verified.

After some discussion among the Council and Mrs. Frost, Councilman Gage moved to postpone the case until June 3, 1971. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

EDWARD B. REEVES  
C14-71-038

1500-1504 Morgan Lane

From "A" Residence  
To "BB" Residence  
NOT RECOMMENDED by the  
Planning Commission

Mr. Carl Hardin and Mr. Edward Reeves spoke to the Council about the subject property. After some discussion among the Council, Councilman Gage moved the Council postpone the case until June 3, 1971. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacGorkle, Price, Mayor LaRue  
Noes: None

C.T. SCHNEIDER  
By W.R. Coleman &  
Associates  
C14-71-045

5702 Adams Avenue

From "A" Residence  
To "B" Residence  
NOT RECOMMENDED by the  
Planning Commission

Councilman Gage moved the Council postpone the zoning case until June 3, 1971. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

## ZONING HEARING SET

Councilman Gage moved the Council set a public hearing for 1:30 P.M., May 27, 1971 to hear Zoning Case C14-71-079 filed by Dr. A. Edwin White, Jr. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

## INAUGURAL CEREMONIES FOR INCOMING COUNCIL

Mayor LaRue announced that inaugural ceremonies for the new Council would be held at 10:00 A.M., May 15, 1971 at the Electric Building. The present Council was invited to attend.

## ADJOURNMENT

Councilman Price moved the Council, having no further business, adjourn. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

The Council then adjourned.

APPROVED: 

Mayor

ATTEST: 

City Clerk