

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

June 27, 1946

11:00 A.M.

Council Chamber, City Hall

The meeting was called to order, with Mayor Miller presiding.

Roll call

Present: Councilman Bartholomew, Mayor Miller and Councilman Wolf
Absent: Councilman Alford and Councilman Thornberry

Present also: Guiton Morgan, City Manager; Trueman O'Quinn, City Attorney; J. E. Motheral, Director of Public Works; and R. D. Thorp, Chief of Police.

Pursuant to public notice given in the local newspaper, the proposal of the City Council to amend the Zoning Ordinance in the following particulars came up for public hearing:

(a) To amend the USE designation of the following described property so as to change the same to "C" Commercial District and First Height and Area District:

1. A strip of land 350 feet wide lying along and adjoining the west line of Georgetown Road, beginning at the new or present north city limit line and running south to St. John Avenue.

2. A strip of land 150 feet wide lying along and adjoining the east line of Georgetown Road, beginning at the new or present north City limit line and running south to St. John Avenue.

3. A strip of land 125 feet wide lying along and adjoining the east line of Georgetown Road, beginning at the south boundary of the H. & T. C. Railroad (Llano Branch) right-of-way and extending south approximately 1742 feet to the south boundary of Plaza Place, a subdivision recorded at Book 4, Pages 84-85, Plat Records of Travis County, Texas.

4. That tract of land bounded on the west by Red River Street, on the north by an extension of the alley lying north of East 53rd Street, and on the east and south by Airport Boulevard.

5. That triangle of land bound on the west by the east line of the H. & T. C. Railroad (Llano branch) right-of-way, on the north by East 54th Street, and on the East by the Middle

Fiskville Road.

6. That portion of Lot 1, Mrs. Lou H. Hill Subdivision, a subdivision recorded at Book 3, page 84, Plat Records of Travis County, Texas, which portion is located west of the west line of Airport Boulevard; and also a 400 foot strip of land lying along and adjoining the east line of Airport Boulevard and extending from the north to the south lines of Lots 1 and 2 of said subdivision.

(B) To amend the USE designation of the following described property so as to change the same to "C-1" Commercial District and First Height and Area District:

1. A strip of land 350 feet wide lying along and adjoining the west line of Georgetown Road, beginning at the south line of the 156 acre tract conveyed to F. O. Richcreek and wife by deed dated September 8, 1936, and recorded at Volume 545, page 599, Deed Records of Travis County, Texas, and running south to the old City limit line existing at the time of the annexation described in the opening paragraph hereof.

2. A strip of land 150 feet wide lying along and adjoining the east line of Georgetown Road, beginning at the south line of Plaza Place, a subdivision of record at Book 4, pages 84-85, Plat Records of Travis County, Texas, and running south to the old City limit line existing at the time of the annexation described in the opening paragraph hereof.

(C) To amend the USE designation of the following described property so as to change the same to "D" Industrial District and First Height and Area District:

1. A triangular tract of land bound on the west by the H. & T. C. Railroad (Llano branch) right-of-way, on the north by St. John Avenue and on the east by Georgetown Road.

2. That tract of land bound on the north by the said railroad right-of-way, on the east by the west line of Georgetown Road, on the south by the south line of said F. O. Richcreek 156 acre tract, and on the west by a line parallel to Georgetown Road, and being approximately a southerly extension of the west line of Thayer Avenue, as shown on the official City of Austin map dated August, 1937.

3. A 7.8 acre tract out of the James P. Wallace Survey, bound on the west by the east line of Georgetown Road, and on the south by the north line of Airport Boulevard, as shown on the map referred to in Paragraph 3 hereof.

4. A strip of land approximately 125 feet wide lying along and adjoining the east side of Kendall Avenue and running from Barbara Avenue to Thayer Avenue, as shown on the official City of Austin map dated August, 1937.

Objections to said proposed amendments will be heard at said hearing.

There were a number of interested citizens present. The Mayor stated that the Council would discuss this by sections.

The first section taken up was the "C-1" zone. Mr. Threadgill stated he represented all of the property owners on both sides of the Dallas Highway in that the area that the Zoning Board had recommended as "C-1", from Koenig Lane north to the city limits, and that they wanted this property change to "C-2" because they are now operating their liquor stores under temporary occupation permits and that would prevent them for expanding at some future date. Messers Jack Key, Andrew Smith and C. A. Paxton were also present and they too said that they wanted this changed to "C-2".

Mr. Blendermann of the Zoning Board stated that the one reason why the Board has recommended the "C-1" was that if the "C-2" were permitted then it would allow many industries and plants, and even junk yards, which would make the highway most unsightly, and it was their desire to beautify it rather than to allow something that would mar the beauty of the highway. The reason why the distance recommended as "C-1" on the east side of the highway was 150 feet instead of 350 feet as on the west side was because that area is in a dry area under local option, and even the 150 feet could not be used as "C-1". Just as the hearing was about to close Mr. Paxton stated that the protestants of the "C-1" Commercial recommendation on the west side of the Dallas Highway from Koenig Lane to the railroad tracks were now agreed that this would be satisfactory.

M. H. Crockett appeared and stated that there had been an error made on the map regarding the zoning of his property in that it did not show 400' as he had been told would be recommended. He was assured that this was an error and that 400' was the area that would be zoned "C" Commercial.

J. W. Vaughn appeared and asked that the three lots which he owns and which are located on the Airport Boulevard where Pampa Street intersects the Boulevard be zoned "C" Commercial as there was nothing zoned "C" Commercial in that area, and that he had bought the property with the idea of placing a community center on same. Mr. Kuehne stated that Mr. Vaughn's property and all the property in that area had deed restrictions and, therefore, could not be used for business property. Mr. Vaughn still contended that it should be changed, and the Mayor told him that he would have a right to appeal to the Zoning Board if he had the deed restrictions removed from his property.

Bob Long appeared and that that he would like to have his property located on the west of the railroad track, near the Middle Fiskville Road, zoned "D" Industrial and, if that was not possible, then he would like to have it "C" Commercial so that he could sell the property, as the prospective purchasers that he had would want it for business property. After a discussion of this request, the members of the Zoning Board present, recommended that his property for a depth of 400 feet be zoned "C" Commercial, such property fronting on the Airport Boulevard and west of the railroad tracks.

Ramsey Smith, operator of the Alta Plaza Courts on the Dallas Highway, appeared and asked if it would be possible to increase the width of the area on the east side of the Dallas Highway, all of which property he now owns, to a depth of 285' so that he can expand his courts. This was agreed to.

The Mayor stated that the Council could not and would not pass on these proposed changes at this meeting because Councilman Thornberry was not present, but that the Council and the Zoning Board would continue the study of these recommendations and as soon as possible an ordinance covering these changes in

zoning would be prepared for submission to the Council.

Bob Long stated that he would like to discuss with the Council the possibility of parallel parking on San Jacinto Boulevard, between 12th and 19th streets, because the present angle parking presented a very serious danger to the automobile driver on the Boulevard. The Mayor and City Manager stated that this was now being studied by the Traffic Department.

The City Manager was requested to make a study of the various types of parking meters on the market and then to set a date for the taking of bids on parking meters so as to replace the worn-out meters we now have and then to put in additional meters to help alleviate the traffic problems we now have.

Chas. Green, editor of the Austin American-Statesman, appeared and stated that an editorial appearing in their Austin American of this date, regarding the need for apartments and rooms for veterans and University students, had brought them a deluge of phone calls. Many of the people calling had stated that because of the City building restrictions and regulations and the zoning ordinance restrictions, they were unable to convert their homes and extra rooms into apartments to rent. Mr. Green wanted to know what the City had done about making allowances for substitute materials in our ordinances covering remodeling and building. The City Manager stated that early last fall he had discussed with the various departments this matter, and that he had studied the zoning and building ordinances and the City's rules and regulations regarding plumbing and electric wiring, and that he had instructed the department heads to do everything possible to help people with their building problems, and to allow substitutes where the materials called for by ordinance were unobtainable, and also that the Zoning Board had been asked to cooperate by granting temporary use permits wherever possible, all of which has been done. Mr. Green stated that he did not know this, but was glad that the City had taken these steps.

The Mayor introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED: "AN ORDINANCE REGULATING TRAFFIC UPON THE PUBLIC STREETS OF THE CITY OF AUSTIN; PRESCRIBING PENALTIES FOR THE VIOLATION OF SAME; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY," WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN ON MAY 6, 1937, AND IS RECORDED IN BOOK "K", PAGES 159-179, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY RE-ENACTING ARTICLE III, SECTION 12-(b) OF SAID ORDINANCE RELATING TO THE LOCATION OF STOP SIGNS AND ADDING A NEW INTERSECTION ON MILLER ROAD AT SOUTH CONGRESS AVENUE; BY PROVIDING FOR DOUBLE CENTER STRIPE ON SOUTH CONGRESS AVENUE BETWEEN BARTON SPRINGS ROAD AND ACADEMY DRIVE, EXCEPT AT INTERSECTIONS AND OTHER LOCATIONS DESIGNATED HEREIN; BY PROHIBITING U-TURNS AND LEFT TURNS ON THE SAID PORTION OF SOUTH CONGRESS AVENUE, EXCEPT AT INTERSECTIONS NOT CONTROLLED BY TRAFFIC SIGNAL LIGHTS AND EXCEPT AT OTHER LOCATIONS DESIGNATED HEREIN; BY RE-ENACTING ARTICLE IV, SECTION 22-f, OF SAID ORDINANCE RELATING TO TWO-HOUR PARKING LIMITS AND ADDING NEW LOCATIONS FOR SAID LIMITS ON LAVACA STREET BETWEEN 14th AND 15th STREETS AND ON THE WEST SIDE OF SAID STREET FROM 15th TO 17th STREETS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

The ordinance was read the first time and, upon motion of Councilman Wolf that the rule be suspended, the ordinance was passed to its second reading. The motion prevailed by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller and Councilman Wolf
Noes: None
Absent: Councilmen Alford and Thornberry

The ordinance was read the second time and, upon motion of Councilman Wolf that the rule be suspended, the ordinance was passed to its third reading. The motion prevailed by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller and Councilman Wolf
Noes: None
Absent: Councilmen Alford and Thornberry

The ordinance was then laid on the table for final passage.

The following report of the Zoning Board was received:

"June 24, 1946

Hon. Mayor and City Council
Austin, Texas

Gentlemen:

Following is a copy of a resolution which was passed by the Board of Adjustment at a meeting on June 18, 1946:

R E S O L U T I O N

1. WHEREAS, the City Council of the City of Austin, pursuant to the terms of Section 31 of the Zoning Ordinance of the City of Austin, has referred to the Zoning Board of Adjustment for its consideration a petition of Sam J. Hage, M. K. Hage, Jr., and C. A. Schueler requesting a change in the Use designation of the following property:

Property known as the Susie C. Linscomb .414 acre tract of the Isaac Decker League, and the east 127 feet of the Robert P. Toomey 5.85 acre tract out of the Isaac Decker League, both as described in a deed of record in Volume 765, page 22, of the Deed Records of Travis County, Texas,

from "A" Residence District to "C" Commercial District; and

2. WHEREAS, the Board of Adjustment held a hearing on this application at a meeting on June 18, 1946, at which hearing the applicants appeared and explained in detail the development which was proposed on this property; and

3. WHEREAS, several neighboring property owners appeared and entered into a lengthy discussion of the drainage situation in this area, affirming that much of this property is subject to overflow during heavy rains due to the lack of proper storm sewer facilities and contending that this situation tends to create a health menace but did not appear to have any objection to the particular development per se; and

4. WHEREAS, the applicants affirmed that their particular property was higher than the surrounding property and that portions of it would be filled in and they anticipated no difficulty in this respect; and

5. WHEREAS, the front portion of this property for a depth of 150 feet is now in a commercial zone and this application is for an extension of this zone to cover the applicants' property to the south line of the City property of the Butler tract; and

6. WHEREAS, the applicants further affirmed that the front portion, which is the lowest portion of the tract, is being reserved for commercial purposes which the owner affirmed would be filled at the time of such development, and that the remainder would be developed into a permanent type of trailer camp in a most modern manner similar to those now being developed in Florida and California, and that the streets would be graveled and later paved and provision would be made for a central laundry and washing facilities with a laundry yard and a recreational area for Children and adults, and that each trailer would have all the required sanitary facilities prescribed by the trailer ordinance of the City of Austin, and that the project will be made attractive by landscaping; and

7. WHEREAS, the Board deemed that this type of development would be more in the nature of a tourist camp and if all sanitary provisions were complied with, proper drainage facilities provided, this project located in the pecan grove would not be detrimental nor adversely affect the neighborhood, and that the trailers being more or less permanent in their location would not create any more traffic hazard than any large retail store located on a part of this property; therefore

BE IT RESOLVED BY THE BOARD OF ADJUSTMENT:

THAT, the present "C" Commercial District and Second Height and Area District extension to include the above described property be and is hereby recommended to the City Council.

Respectfully submitted,

BOARD OF ADJUSTMENT,

By H. F. Kuehne,
Chairman "

The Council then set the date of July 18, 1946 at 11:00 AM for the public hearing on the request of Sam J. Hage, et al, on their property located on Barton Springs Road, from A Residence to "C" Commercial.

Petition was received, and ordered filed, from property owners on Forrest Trail and Stanford Lane, south of Windsor Road, complaining of a drainage condition at this location.

The following report of the Zoning Board was received and ordered filed for future consideration:

"Austin, Texas
June 26, 1946

Hon. Mayor and City Council
Austin, Texas

Gentlemen:

The following is a copy of a resolution which was passed by the Board of Adjustment at a meeting on June 25, 1946:

R E S O L U T I O N

WHEREAS, the City Council of the City of Austin, pursuant to the terms of Section 31 of the Zoning Ordinance of the City of Austin, has referred to the Zoning Board of Adjustment for its consideration a petition of L. Hirsch requesting a change in the Use designation of the following property:

The west 76' x 90' of Lot 17, Block 1, Quick Subdivision, Outlet 44, Division "O", in the City of Austin, locally known as 1104 Taylor Street,

from "A" Residence District to "C" Commercial District; and

WHEREAS, the Board of Adjustment held a hearing on this application at a meeting on June 25, 1946, at which the applicant appeared and plead his case; and

WHEREAS, the applicant secured a temporary permit from the Board of Adjustment which expires on January 1, 1947, in order that he would have time to find a suitable location for the erection and operation of a bakery, which activity he is now conducting in his own residence limited to the preparation of pastries which he furnishes to restaurants and cafes and which he is conducting more or less as a home occupation in his residence; and

WHEREAS, he now desires to increase his operations and include the complete bakery establishment for the baking of bread, cakes, pies, pastry, etc., and to employ additional personnel, and for this purpose desires to construct a permanent building on the vacant portion of his property and therefore asks for a change of zone of this particular lot which is now located in an "A" Residence District to permit him to conduct this business; and

WHEREAS, the applicant affirms that he has been unable to find vacant commercial property which he can use for this purpose and feels that he has the right to make a living out of his property where now located; and

WHEREAS, the zoning maps of the City of Austin show several community centers in this area which are not fully developed for commercial purposes and would offer sites for this business, as well as other sections of the city where a large amount of property is now zoned for commercial uses, a survey having shown that the normal ratio between the population of the City of Austin to commercial property indicates a sufficient amount for a city of approximately 500,000; and

WHEREAS, this area is dominantly a residential area; and

WHEREAS, the Board deemed that the residential character should be

preserved since this business serves the city as a whole and not merely local needs and could be located anywhere, and further deems that this application would be a spot zone of one interior lot in a block and would not constitute a community center, and is not in answer to a public demand nor in conformity with any general zoning plan; therefore

BE IT RESOLVED BY THE BOARD OF ADJUSTMENT:

THAT, the change of the Use designation of the above property be NOT recommended to the City Council.

Respectfully submitted,

BOARD OF ADJUSTMENT

/s/

By H. F. Kuehne, Chairman"

Councilman Bartholomew presented the following resolution and moved its adoption:

(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 Kerby Lane, from a point 150 feet north of West 35th Street southerly 115 feet, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said Kerby Lane.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(2) A gas main in VIRGINIA AVENUE, from a point 79 feet east of Cliff Drive westerly 25 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said Virginia Avenue.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(3) A gas main in WEST MONROE STREET, from a point 462 feet west of South 5th Street westerly 39 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said West Monroe Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(4) A gas main in AVENUE F, from East 48th Street southerly 210 feet, the centerline of which gas main shall be 14 feet east of and parallel to the west property line of said Avenue F.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ 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 Department of Public Works 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 franchises granted to said company by the City of Austin.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf.

Noes: None

Absent: Councilmen Alford and Thornberry

After a discussion on the matter, the City Council authorized the City Manager to sell \$400,000 in United States Government Bonds which were purchased during the war when it was impossible to do any work in Engineering, Water and Sewer, etc., as this money is now needed to take care of this work. These bonds to be sold at the current price.

Councilman Wolf presented the following resolution with the motion that it be adopted:

(RESOLUTION)

WHEREAS, J. E. Grady is the Contractor for the painting of a building located at 114-16-18 East 9th Street and desires a portion of the street working space abutting the east 100 feet of Lot 12, Block 111, of the Original City of Austin, Travis County, Texas, during the painting 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. E. Grady, the boundary of which is described as follows:

STREET WORKING SPACE

Beginning at the extended east line of the above described property and the north curb line of East 9th street; thence in a southerly direction and at right angles to the centerline of East 9th Street approximately 12 feet to a point; thence in a westerly direction and parallel with the centerline of East 9th Street approximately 100 feet to a point; thence in a northerly direction and at right angles to the centerline of East 9th Street to the north curb line of East 9th Street.

2. THAT the above privileges and allotment of space are granted to the said J. E. Grady, 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 east, south and west lines of the above described space, such guard rail to be at least 4 feet high and substantially braced and anchored.

(2). 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.

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

(4). That the Contractor shall in no way obstruct any fire plugs 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 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 July 30, 1946.

(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 projects, whether done by the Contractor, City forces, or public utilities, shall be replace or repaired at the Contractor's expense.

(11). That the Contractor shall furnish the City of Austin a surety bond in the sum of One Thousand Dollars (\$1,000.00), which shall protect, indemnify and hold harmless the City of Austin from any claims or damages to any person or property that may accure to or be brought by any person by reason of the exercise or abuse 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.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf

Noes: None

Absent: Councilmen Alford and Thornberry

Councilman Bartholomew presented the following resolution to the Council:

(RESOLUTION)

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

THAT the City Council of the City of Austin hereby approves as a filling station site the property located on the south side of East 12th Street west of Harvey Street, which property fronts 106 feet on East 12th Street, and being a portion of Outlot 14, Division B, of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, and being locally known as 2941 East 12th Street, and hereby authorizes the said L. G. Jolley to construct, maintain and operate a drive-in gasoline filling station and to construct curbs, ramps and sidewalks in conjunction therewith, subject to the same 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 the 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 L. G. Jolley has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf.

Noes: None

Absent: Councilman Alford and Thornberry.

Mayor Miller presented the following resolution with the motion that the Council adopt it:

(RESOLUTION)

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

THAT the City Council of the City of Austin hereby approves as a filling station site the property located at the northwest intersection of East 7th Street and Prospect Avenue, which property fronts 76.94 feet on Prospect Avenue and 138.49 feet on East 7th Street, and is known as Lot 2, Block 31, Grandview Place, in the City of Austin, Travis County, Texas, and hereby authorizes the said O. R. Lott to construct, maintain and operate a drive-in gasoline filling station and to construct curbs, ramps and sidewalks in conjunction therewith, subject to the same 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 the 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 O. R. Lott has failed and refused to perform any such conditions, regulations and ordinances.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
 Noes: None
 Absent: Councilmen Alford and Thornberry.

The following taxicab operator's licenses, duly approved by the City Manager, were submitted:

Adam, Batts 1105 West 2nd Street
 1939 Ford Tudor, Motor # 4828800, Lic. FV 8309

Murphy, Robt. Lewis 210 East 9th Street
 1941 Chevrolet Sedan, Eng. No. AA-1150560, Lic. FV 6134

Noble, E. L. 710 West 6th Street
 1942 Ford, Eng. No. 6816840, Lic. VX 5616

Councilman Wolf moved that the above licenses be granted and the same prevailed by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
 Noes: None
 Absent: Councilman Alford and Thornberry.

The following taxicab driver's permits were submitted, duly approved by the City Manager.

Graham, Latta A. 72 Navasota
 Nite, Marvin James 2600 East 2nd St.

Councilman Bartholomew moved that the above permits be granted and the same prevailed by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
 Noes: None
 Absent: Councilmen Alford and Thornberry

Upon the recommendation of the Chief of Police, duly approved by the City Manager, the taxicab driver's permit of Daniel R. Riordan was ordered revoked by the Council. This action was due to his criminal record.

The following licenses for boats, duly approved by the City Manager, were submitted:

Adams, Kathryn	504 West 13th Street
Outboard, 3 passenger capacity	
Conn, Leslie D.	1822½ West 38th St.
Folbot, Paddle, 3 passenger Capacity.	
Jones, A. F.	2001 Fredericksburg Road
Home made Outboard, 4 passenger capacity.	
Smith, H. A.	1209 Travis Blvd.
Gibbs, paddle, 4 passenger capacity.	

Councilman Wolf moved that the above licenses be granted; and the motion prevailed by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
 Noes: None
 Absent: Councilmen Alford and Thornberry.

The City Attorney was instructed to prepare an ordinance amending the Zoning Ordinance in accordance with the recommendations of the Zoning Board, such recommendations pertaining to various sections of the ordinance that need to be clarified.

Councilman Wolf offered the following resolution and moved its adoption:

(RESOLUTION)

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

THAT the City Manager be, and he is hereby, authorized and directed to enter into a contract in behalf of the City of Austin with Robert Lee Basey and Wayland Basey for the leasing to the City of Austin of a portion of ninety-four (94) acres of land out of the Thomas J. Chambers Grant in Travis County, Texas, for a dump ground substantially in accordance with the terms and provisions of the contract heretofore entered into by and between the City of Austin and said land owners on the 30th day of May, 1944, with the additional provision in the contract authorized by this resolution that the City of Austin shall have the option upon thirty (30) days notice to the owners to abandon the use of the dump ground and cancel said lease agreement.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes : Councilman Bartholomew, Mayor Miller, and Councilman Wolf
 Noes : None
 Absent: Councilmen Alford and Thornberry.

There being no further business, upon motion of Councilman Wolf, the meeting was recessed at 1:30 P. M., subject to call of the Mayor.

Attest:

Helene M. Allen

City Clerk

Approved:

Tom Miller
 MAYOR