

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

June 29, 1950

10:00 AM

Council Chamber, City Hall

The meeting was called to order with Mayor Glass presiding:

Roll Call:

Present: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Absent: None

Present also: Walter E. Seaholm, City Manager; Trueman E. O'Quinn, City Attorney; C. G. Levander, Director of Public Works; R. D. Thorp, Chief of Police; Dr. Ben Primer, City Health Officer.

Councilman Long moved that since copies of the minutes of the last meeting of the City Council have been furnished Council members by the City Clerk, the reading of the minutes be dispensed with and that the minutes be adopted as read in the Clerk's report. Upon being duly seconded by Councilman Drake, the motion was unanimously adopted by the Council and the minutes so approved.

The recommendations submitted by the Building Code Committee under date of May 31, 1950, were considered by the Council. The recommendations were as follows:

Each house, building, or part of building or structure, hereinafter constructed or altered, to contain one or more dwelling units, as that term is hereinafter defined, shall conform to the requirements herein set forth.

1. The term "dwelling unit" shall mean a building or part of a building or structure designed or intended for occupancy as a separate housekeeping unit, including space for sleeping, for eating, and for the preparation of food.
2. Each dwelling unit, as herein defined, shall have a minimum area of 240 square feet of floor space, permanently enclosed and roofed.
3. Each dwelling unit, as herein defined, must be designed and constructed to provide a separate room or compartment with permanent floor,

other than earth, and permanent roof, completely enclosed, and separated from the remainder of such dwelling unit by permanent walls from floor to ceiling or roof, directly connected with and having its only entrance from the remainder of the permanently enclosed part of such dwelling unit, in which room or compartment shall be provided and installed a water closet, lavatory, and bathtub or shower.

4. The room containing the water closet, lavatory and bath or shower shall be provided with a window, or opening for light and ventilation, of an area of not less than 1/10th of the total floor area of such room, except where adequate mechanical light and ventilation are provided. Such window or opening shall be completely screened with screening of not less than 16 wires per inch each way.

5. Each dwelling unit, as herein defined, must be designed and constructed to provide for a sink installed in some part of such dwelling unit other than the room or compartment containing the water closet, or bathing facilities.

6. Each plumbing fixture, including water closets, lavatories, bathtubs, showers and sinks, shall be connected by adequate waste and drainage lines of type and design prescribed by the ordinances of the City of Austin to a sanitary sewer, if available, or to an outside septic tank, the design and installation of which is approved by the City Health Officer of the City of Austin. In the event the septic tank is used, the waste or drainage line from the sink must be so connected so as to permit the affluent from such sink to be passed through a grease trap before entering the septic tank, or drain field.

Councilman MacCorkle moved that the City Attorney be instructed to draw up an ordinance including the above recommendations. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The City Manager submitted a memorandum from the City Health Officer recommending that the LU-TEX PRODUCTS, INC., be given a permit to bring meat into Austin, subject to Veterinary inspection. The City Manager recommended that the permit be issued with the provision that they followed the U.S. Standard on meat the same that our Federal Inspector follows. Councilman Long moved that the recommendation of the City Manager and City Health Officer be upheld and the permit be granted. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The Council discussed the matter of the City accepting only Federally inspected meats. The Health Officer was asked to check into all sources of meat; and if there was any doubt about it, perhaps the City should go back to only federally inspected meat. Dr. Primer stated it was the safest, but to stipulate that would be saying the inspections of City Health Units over the State were no good.

Councilman Johnson inquired about truckers bringing produce into Austin and peddling it around town. Dr. Primer stated he did not know of any particular cases, but would investigate.

The City Manager submitted the following tabulation of bids received for the construction of a reinforced concrete culvert on Houston Street at Hancock Branch:

Maufrais Brothers	\$ 4,078.70
J. C. Gilstrap	4,110.50
Richard Schmidt & Son	4,682.50
Karl D. Wagner	5,460.00
Earl Rogers	5,464.00
McKown & Sons	7,245.00

The City's estimate on this work was \$5,163.50.

Councilman Long moved that the low bidder, MAUFRAIS BROTHERS, be awarded the contract. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

MR. KEN RIDER inquired about changing the parking at 700 East 11th Street to thirty-minute parking at the new office of Von Boeckman Jones. The Traffic Department stated this matter was being investigated, and a report would be ready to submit to the Council the next week.

The Mayor inquired from MR. RIDER the reaction of the neighborhood to the Planning Board's recommendation of the proposed park at Wilshire Boulevard and Airport Boulevard. It was suggested that the group get together with the Planning Board and Council and work something out, so that the property could be dedicated as a Park.

Councilman Long inquired about the progress of filling up the man-made lake on MR. M. H. CROCKETT'S property off of Airport Boulevard and 52nd Street. The City Manager stated an investigation had been made, and it was an impossibility to drain it; and it would have to be filled in; that it was on private property. The Mayor stated that Mr. Crockett had indicated he would give the lake and land to the City for recreation, and inquired if it would be of any value. The Mayor stated he thought additional property should be given along with the lake to make a good park. Other locations with large holes were named, and inquiry made if the City should fill them in. The City Manager stated it was not the City's responsibility to fill in holes on private property.

MR. RALPH HUGH SMITH, 81 Chalmers Avenue, appealed to the Council for permission to drive a taxi-cab. Councilman Drake, upon recommendation of the Chief of Police, moved that RALPH HUGH SMITH be granted 90-day probational permit to drive a taxi-cab, and to report to the Chief of Police each Saturday.

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

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass

Noes: None

An inquiry was made regarding taxi-cab meters that had been ordered, but not received yet, and what effect would that have on the Taxi-operators. The cab operators were advised to base their fares on the speedometer reading, the best he could until the meters arrived. Councilman Long moved that penalty-time be extended until next Thursday, JULY 6th, with the stipulation that the speedometer readings be used as basis for charges. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass

Noes: None

The City Manager announced the appointment of MR. J. E. McCLAIN as Chief Auditor and Inspector for the taxicabs; and Mr. McClain will report on July 1st. The Franchise Commission had been appointed as follows: JOHN A. BASFORD, ROBERT BURNS and CAPTAIN WARREN W. BLACKMAN.

LAVADA DURST inquired about police protection on the City owned park, located in the County, regarding the BLACK PIONEER Ball Games. He stated he was required to pay both the County Police and City Police. It was stated this would be a responsibility of the Sheriff, and that the City Manager could work this matter out with the Police Department, the Sheriff, and LAVADA DURST.

The City Manager stated the State Health Department had asked the City to set up a Health Advisory Board; and asked if it were agreeable to the Council, he would go ahead and appoint the Board. The Council stated it desired to co-operate with the State Health Department.

Councilman Johnson moved that the City Manager negotiate for a certain 20 acres of land in the northwest part of town for the water plant. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass

Noes: None

Councilman Long moved that the following application for change of zoning be set for public hearing JULY 27, 1950, at 11:00 A.M.

DONALD S. THOMAS	7.5 acres in the George W. Spear League, known as the 4200 Block Jackson Avenue and the 4300 block Bull Creek Road	From "A" Residence To "C" Commercial
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The motion, seconded by Councilman Drake, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass

Noes: None

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Southern Union Gas 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 Southern Union Gas 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 PIEDMONT AVENUE, from Yates Avenue westerly 550 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said Piedmont Avenue.

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

(2) A gas main in CULLEN AVENUE, from a point 600 feet east of Yates Avenue west to Yates Avenue, the centerline of which gas main shall be 5 feet south of and parallel to the north property line of said Cullen Avenue.

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

The Southern Union Gas 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 Southern Union Gas 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 Southern Union Gas 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, duly seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass

Noes: None

The Council received the following letter:

" June 29, 1950

To The City Council
City of Austin, Texas

Re: Completion and Acceptance of Work of
Improving Cherrywood Road from Manor
Road to East 32nd Street, being
Unit 3 of Current Improvement Program

The work of improving Cherrywood Road, from the north property line of Manor Road to the south property line of East 32nd Street, known as Unit 3 in the current street improvement program, has been performed and completed by Collins Construction Company of Texas in full compliance with the contract, and the Plans and Specifications therein contained, dated November 22, 1949, between the City of Austin and Collins Construction Company, which contract was thereafter assigned to Collins Construction Company of Texas.

I have inspected, approved and accepted the work and improvements referred to, and I now recommend that the same be accepted and received by the City Council as having been performed and completed in compliance with the contract, Plans and Specifications referred to above.

Respectfully submitted,
(Sgd) C. G. Levander
Director of Public Works
City of Austin, Texas "

Councilman Drake then introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF
IMPROVING CHERRYWOOD ROAD, UNIT 3, IN THE CITY
OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINBELOW
DEFINED, PERFORMED BY COLLINS CONSTRUCTION COMPANY
OF TEXAS, AUTHORIZING AND DIRECTING THE ISSUANCE OF
SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THERE-
WITH; DECLARING AN EMERGENCY, AND PROVIDING THAT
THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY
UPON ITS PASSAGE.

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

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

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

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The ordinance was read the third time, and Councilman Drake moved that

the ordinance be finally passed. The motion, duly seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The Mayor then announced that the ordinance had been finally passed.

The Council received the following letter:

" June 29, 1950

To the City Council
City of Austin, Texas

Re: Completion and Acceptance of Work of
Improving East 32nd Street from Red
River Street to East Avenue, being
Unit 12 of Current Improvement Program

The work of improving East 32nd Street, from the east property line of Red River Street to the west property line of East Avenue, known as Unit 12 in the current street improvement program, has been performed and completed by Collins Construction Company of Texas in full compliance with the contract, and the Plans and Specifications therein contained, dated November 22, 1949, between the City of Austin and Collins Construction Company, which contract was thereafter assigned to Collins Construction Company of Texas.

I have inspected, approved and accepted the work and improvements referred to, and I now recommend that the same be accepted and received by the City Council as having been performed and completed in compliance with the contract, Plans and Specifications referred to above.

Respectfully submitted,
(Sgd) C. G. Levander
Director of Public Works
City of Austin, Texas "

Councilman Drake then introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING EAST 32ND STREET, UNIT 12, IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINBELOW DEFINED, PERFORMED BY COLLINS CONSTRUCTION COMPANY OF TEXAS, 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 Drake moved that the rule be suspended and the ordinance passed to its second reading. The motion, duly seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

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

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

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

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The Mayor then announced that the ordinance had been finally passed.

The Council received the following letter:

" June 29, 1950

To The City Council
City of Austin, Texas

Re: Completion and Acceptance of Work of
Improving West 35th Street, from King
Street to Guadalupe Street, being
Unit 4 of Current Improvement Program

The work of improving West 35th Street, from the east property line of King Street to the west property line of Guadalupe Street, known as Unit 4 in the current street improvement program, has been performed and completed by Collins Construction Company of Texas in full compliance with the contract, and the Plans and Specifications therein contained, dated November 22, 1949, between the City of Austin and Collins Construction Company, which contract was thereafter assigned to Collins Construction Company of Texas.

I have inspected, approved and accepted the work and improvements referred to, and I now recommend that the same be accepted and received by the City Council as having been performed and completed in compliance with the contract, Plans and Specifications referred to above.

Respectfully submitted,
(Sgd) C. G. Levander
Director of Public Works
City of Austin, Texas "

Councilman Drake then introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF
IMPROVING WEST 35TH STREET, UNIT 4, IN THE CITY OF
AUSTIN, TEXAS, WITHIN THE LIMITS HEREBINBELOW DEFINED,
PERFORMED BY COLLINS CONSTRUCTION COMPANY OF TEXAS,
AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSES-
MENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AN
EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BE-
COME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

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

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

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

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

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

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The Mayor then announced that the ordinance had been finally passed.

The Council received the following letter:

" June 29, 1950

To The City Council
City of Austin, Texas

Re: Completion and Acceptance of Work of
Improving West 40th Street from
Sinclair Avenue to Alice Avenue, being
Unit 23 of Current Improvement Program

The work of improving West 40th Street from the west property line of Sinclair Avenue to the west property line of Alice Avenue, known as Unit 23 in the current street improvement program, has been performed and completed by Collins Construction Company of Texas in full compliance with the contract, and the Plans and Specifications therein contained, dated November 22, 1949, between the City of Austin and Collins Construction Company, which contract was thereafter assigned to Collins Construction Company of Texas.

I have inspected, approved and accepted the work and improvements referred to, and I now recommend that the same be accepted and received by the City Council as having been performed and completed in compliance with the contract, Plans and Specifications referred to above.

Respectfully submitted,
(Sgd) C. G. Levander
Director of Public Works
City of Austin, Texas "

Councilman Drake then introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING WEST 40TH STREET, UNIT 23, IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINBELOW DEFINED, PERFORMED BY COLLINS CONSTRUCTION COMPANY OF TEXAS, 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 Drake moved that the rule be suspended and the ordinance passed to its second reading. The motion, duly seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

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

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

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

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The Mayor then announced that the ordinance had been finally passed.

Councilman Long introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE USE DESIGNATION FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "D" INDUSTRIAL DISTRICT AND THIRD HEIGHT AND AREA DISTRICT ON LOTS 4 THROUGH 14, LOTS 18 THROUGH 27, LOTS 32 THROUGH 42, LOTS 46 THROUGH 56, LOTS 60 THROUGH 70 AND LOTS 74 THROUGH 84, OUTLOT 22, DIVISION "A", PAUL SIMMS ADDITION IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE USE MAPS SO AS TO RECORD THE CHANGES HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCE ON THREE SEPARATE DAYS.

The ordinance was read the first time, and Councilman Long moved that

the rule be suspended and the ordinance passed to its second reading. The motion, duly seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

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

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

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

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The Mayor then announced that the ordinance had been finally passed.

Councilman Long introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN ORDINANCE BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY AMENDING THE FOLLOWING SECTIONS: SECTION 4, SO AS TO AMEND PARAGRAPH (b) OF ITEM 13; SECTION 6, SO AS TO AMEND ITEM 20; SECTION 13, SO AS TO AMEND PARAGRAPH (e); SECTION 14, SO AS TO AMEND PARAGRAPH (d); SECTION 18, SO AS TO DELETE PARAGRAPH (h); SECTION 19, SO AS TO AMEND PARAGRAPH (a); SECTION 2, SO AS TO ADD DEFINITION OF CAR PORT; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND DECLARING AN EMERGENCY.

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

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

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

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

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

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The Mayor then announced that the ordinance had been finally passed.

Councilman Johnson offered the following resolution and moved its adoption:

(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 northeast corner of the intersection of West 12th Street and West Lynn Street, which property fronts 112.58 feet on West Lynn Street and 100 feet on West 12th Street and being known as the west 100 feet of Lots 1 and 2, Block D, Shelley Heights, in the City of Austin, Travis County, Texas, and hereby authorizes the said Alfred Ellison 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 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 Alfred Ellison, has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendation attached)

" June 29, 1950

Mr. Walter Seaholm
City Manager
Austin, Texas

Dear Sir:

We, the undersigned, have considered the application of Alfred Ellison for permission to construct, maintain and operate a drive-in gasoline filling station and to construct commercial driveways in conjunction therewith upon the property located at the northeast corner of the intersection of West 12th Street and West Lynn Street, which property fronts 112.58 feet on West Lynn Street and 100 feet on West 12th Street, and being known as the west 100 feet of Lots 1 and 2, Block D, Shelley Heights in the City of Austin, Travis County, Texas, and the property upon which this filling station is to be located is owned by Alfred Ellison and we hereby advise that the following conditions exist:

The property upon which this filling station is to be located is

designated as "C" Commercial Use District upon the zoning maps of the City of Austin.

There is a storm sewer inlet in the east side of West Lynn Street adjacent to the above described property.

We recommend that Alfred Ellison be granted permission to construct, maintain and operate said drive-in gasoline filling station and to construct curbs, ramps, and sidewalks in conjunction therewith, subject to the following conditions:

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

(2) That only underground tanks shall be used and that all pumps shall be so located that it will be impracticable to service motor vehicles therefrom while said motor vehicles are standing on any part of a sidewalk, street or alley.

(3) That the gasoline tanks, pumps, and all equipment used in connection with the storage and handling of gasoline shall be an approved type and shall bear the label of Underwriters Laboratories, Inc.; that all construction of the filling station improvements shall be in accord with the Building Ordinance, the Zoning Ordinance, the Filling Station Ordinance, and in accord with the ordinance prohibiting the disposal of commercial water or oils upon the City streets.

(4) That the grades of the station shall be such that no waste water or oils or any floor washings shall ever pass over the City sidewalk area and that all of said oils and water shall be concentrated into a combined grease and sand trap which shall be constructed in accordance with our standard plan 2-H-146.

(5) That all filling station improvements, pump islands, driveways, ramps, gutters, sidewalks, and curbs shall be constructed of concrete at the expense of the applicant as set forth upon the plan hereto attached, which plan bears the Department of Public Works file number 2-C-1356.

(6) Expansion joints shall be constructed as shown upon the plan hereto attached marked 2-C-1356 and shall be of the pre-moulded type.

(7) When the owner considers that he has complied with all the requirements of the City of Austin for filling stations, he shall apply for a final inspection and upon approval, the Building Inspector shall issue a Certificate of Operation before such filling station can be put into service.

Respectfully submitted,
(Sgd) C. G. Levander
Director of Public Works

(Sgd) J. C. Eckert
Building Inspector

Which motion, duly seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Miss Bubbles Welch had made application in writing for permission to use and maintain in her residence an institution of an educational nature (the Bubbles Welch School of the Dance), on Lot 57, Enfield "A", the same being on the west side of Baylor Street and locally known as 1216 Baylor Street and is located in a "B" Residence District, which under Section #5, Item #7, of the Zoning Ordinance requires a special permit from the City Council; and

WHEREAS, this application has been considered and approved by the City Council of the City of Austin, therefore

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

THAT permission for the use and maintenance of this institution of an educational nature in her residence be granted to Miss Bubbles Welch.

Which motion, duly seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Chas. E. Walker, D.C., has made application in writing for permission to operate a chiropractic office and clinic for human being only, on Lot 7, Block 29, Division E, of the Original City of Austin, Travis County, Texas, the same being on the northwest corner of West 16th and Nueces Streets, and locally known as 508 West 16th Street, and is located in a "B" Residence District which requires a special permit from the City Council; and

WHEREAS, this application has been considered and approved by the City Council of the City of Austin, therefore

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

THAT permission for the operation and maintenance of a chiropractic office and clinic for human beings only be granted to Chas. E. Walker, D.C., with the following conditions:

1. That this clinic be used as a chiropractic office and that no mental or psychiatric patients be housed in such clinic.

2. That all regulations required in this zone and all building code

provisions be complied with in the operation and maintenance of such building.

Which motion, duly seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the L. East Produce Company be and the company is hereby authorized to erect in the public alley at the rear of the company's buildings now located on Lot 3, Block 91, Original City of Austin a loading dock thirty-four feet long and extending into said alley from the building line a distance of seven feet and three inches, which dock may be covered with a roof and screened; subject, however, to the right of the City of Austin to cause such loading dock and other structures situated or to be situated in said public alley to be removed by the owners of the abutting Lot 3 without cost to the City of Austin and upon thirty days' notice in writing to such owners from the City.

Which motion, duly seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman MacCorkle offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the final plat of the subdivision known as "Sky View, Section 1", approved by the City Plan Commission of the City of Austin on March 9, 1950, be and the same is hereby accepted and authorized to be filed of record in the office of the County Clerk of Travis County, Texas, in accordance with the provisions of the laws of the State of Texas, and the ordinances of the City of Austin, and that this action of the City Council be indicated by appropriate notation, signed by the Mayor, on the original plat of said subdivision prior to its recording in the Plat Records of Travis County, Texas.

Which motion, duly seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the final plat of the subdivision known as "Morningside Addition, Section 2, approved by the City Plan Commission of the City of Austin on November 10, 1949, be and the same is hereby accepted and authorized to be filed of record in the office of the County Clerk of Travis County, Texas, in accordance with the provisions of the laws of the State of Texas, and the ordinances of the City of Austin, and that this action of the City Council be indicated by appropriate notation, signed by the Mayor, on the original plat of said subdivision prior to its recording in the Plat Records of Travis County, Texas.

Which motion, duly seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass

Noes: None

Councilman Long 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 execute a deed in behalf of the City of Austin, conveying to M. D. Gibbons for and in consideration of the payment by the said Gibbons to the City of Austin of the sum of Seventy Five and no/100 (\$75.00) Dollars cash, five hundred twenty five (525) square feet of land, same being out of and a part of that certain 7.80 acre tract of land, a portion of Live Oak Grove, a subdivision of the Bunton Homestead Tract out of the Isaac Decker League in the City of Austin, Travis County, Texas, according to a map or plat of said Live Oak Grove of record in Volume Z at page 615 of the Deed Records of Travis County, Texas, which was conveyed to the City of Austin by warranty deed dated August 11, 1947 of record in Volume 869 at page 234 of the Deed Records of Travis County, Texas.

Which motion, duly seconded by Councilman Drake, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass

Noes: None

Councilman Drake offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the following "Public Cab Stands", as authorized by ordinance, be and the same are hereby established subject to the rules and regulations prescribed by ordinance:

1. Along west curb, 800 Block Brazos Street, from point in curb line 70 feet north of East Eighth Street property

line, extending northerly along Brazos Street west curb a distance of forty (40) feet, capacity two (2) taxicabs.

2. Along west curb, 600 Block Brazos Street, from point eighty (80) feet north of East Sixth Street property line extending northerly along Brazos Street west curb a distance of forty (40) feet, capacity two (2) taxicabs.
3. Along north curb, 100 Block East Seventh Street from point in curb line ten (10) feet east of Congress Avenue property line extending easterly along East Seventh Street north curb a distance of forty (40) feet, capacity two (2) taxicabs.
4. Along north curb 100 Block West Seventh Street from point in curb line at its intersection with prolongation of alley east property line extending easterly along West Seventh Street curb a distance of twenty (20) feet, capacity one (1) taxicab.
5. Along south curb 100 Block East Eighth Street from point in curb line ten (10) feet east of Congress Avenue property line extending easterly along East Eighth Street south curb a distance of forty (40) feet, capacity two (2) taxicabs.
6. Along north curb 100 Block East Tenth Street from point in curb line twenty nine (29) feet west of Brazos Street property line extending along East Tenth Street north curb a distance of forty (40) feet, capacity two (2) taxicabs.
7. Along south curb 400 Block West Twenty Third Street from point in curb line ten (10) feet west of Guadalupe Street property line extending westerly along West Twenty Third Street south curb a distance of forty (40) feet, capacity two (2) taxicabs.

Which motion, duly seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The City Manager stated signs would be placed in these stands.

The City Manager presented the following memorandum from J. D. HUFFMAN, JR., DIRECTOR OF FINANCE, dated June 22, 1950.

"SUBJECT: Taxation - 1950 rate

The City Charter provides under Article XII Section 1, page 36, the following:

"The City Council at its second regular meeting in June of each year, or as soon thereafter as practicable, shall levy the annual tax for each year."

The only question involved is the rate for Interest and Sinking Fund purposes. The following statement is based on the present \$0.60 per \$100 valuation:

INTEREST AND SINKING FUND
ESTIMATED RECEIPTS, DISBURSEMENTS AND BALANCES
FOR THE CALENDAR YEAR 1951

Estimated Assessed Valuation January 1, 1950	\$162,000,000.00	
Tax Rate per \$100 Valuation	.60	
Amount of Levy	\$ 972,000.00	
Estimated Per Cent collectible (Includes Delinquent)	95%	
Estimated Collectible		\$ 923,400.00
ADD: Estimated Resources Carried Forward		250,000.00
TOTAL RESOURCES		\$1,173,400.00
DEDUCT:		
Debt Service requirements present Debt	\$ 1,038,906.25	
Estimated Interest on new bonds issued	25,000.00	1,063,906.25
ESTIMATED NET RESOURCES DECEMBER 31, 1951		<u>\$ 109,493.75</u>

(Sgd) J. D. Huffman, Jr.
Director of Finance

Councilman Johnson introduced the following ordinance:

AN ORDINANCE FIXING AND LEVYING MUNICIPAL AND
SCHOOL TAXES FOR THE CITY OF AUSTIN, TEXAS,
FOR THE YEAR 1950; AND DECLARING AN EMERGENCY.

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, duly seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
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, duly seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

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

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The Mayor then announced that the ordinance had been finally passed.

Councilman MacCorkle introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ESTABLISHING PARKING METER ZONES IN THE CITY OF AUSTIN; AND PROVIDING FOR THE REGULATION OF TRAFFIC THEREBY, WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN AUGUST 19, 1937, AND IS RECORDED IN BOOK "K", PAGES 281-286, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY AMENDING SECTION 2 AND PARAGRAPH 1, OF SECTION 8(a) OF SAID ORDINANCE RELATING TO SIXTY-MINUTE PARKING METERS AND THIRTY-MINUTE PARKING METERS, RESPECTIVELY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND DECLARING AN EMERGENCY.

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

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

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

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

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

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The Mayor then announced that the ordinance had been finally passed.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

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

That Walter E. Seaholm, City Manager of the City of Austin, be and he is hereby authorized on behalf of the City of Austin to enter into a contract with the Texas and New Orleans Railroad Company, said contract to authorize the City of Austin to construct and maintain a temporary electric service wire line across the Llano Branch tract of said railroad company approximately 450 feet westerly from Bridge 4.81.

Which motion, duly seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

There being no further business, the Council recessed subject to call of the Mayor.

APPROVED:

Taylor Glass
Mayor

ATTEST:

John H. Hensley
City Clerk