

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

July 20, 1950

10:00 A.M.

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.

Councilman Johnson 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 approved as individually read by the Council 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.

MR. ROY MARTIN, representing the Disabled American Veterans, inquired about the Council's feeling about permitting advertising benches at bus stops, stating a need for the benches, and pointing out their interest in adding to their welfare fund from benefits from the advertising sold. COUNCILMAN JOHNSON stated he regretted, from the Disabled American Veterans' side, that he could not favor putting the benches on the sidewalk areas. He asked that the ordinance submitted at the meeting of July 13, 1950, be resubmitted.

The Mayor then resubmitted the following ordinance:

AN ORDINANCE REPEALING THAT CERTAIN ORDINANCE ENTITLED "AN ORDINANCE REGULATING THE PLACING AND MAINTAINING OF WAITING BENCHES AT BUS STOPS ON PUBLIC PROPERTY IN THE CITY OF AUSTIN; PRESCRIBING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE; AND SUSPENDING THE RULE REQUIRING THE

READING OF ORDINANCES ON THREE SEPARATE DAYS", WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR NOVEMBER 10, 1948, AND IS RECORDED IN ORDINANCE BOOK "N", PAGES 366-370, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN; 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, seconded by Councilman MacCorkle, carried by the following vote:

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

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 MacCorkle, carried by the following vote:

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

The ordinance was read the third time, and Councilman Johnson 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 Drake, Johnson, MacCorkle, Mayor Glass  
Noes: Councilman Long

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

The Mayor stated he appreciated the interest in the veterans, as did Mr. Johnson; but if public property were leased out for advertising, there would be no end. He stated the proposed benches would protrude on the sidewalk, and that the ones we now had were more attractive and smaller, and he thanked MR. SANDAHL for the benches. MR. SANDAHL stated 97 benches had been installed as against 32 benches as was stated at the meeting of July 13th. COUNCILMAN DRAKE felt he did not mind the advertising on the benches, and he felt the Council could always control the leasing of public property. COUNCILMAN LONG felt there was a need for the benches, and the City had record of only 32. Other council members felt benches could be installed through some other method. The Mayor stated possibly Civic Clubs might be interested.

MR. CHARLES ESKRIDGE, Chairman, Travis County Chapter, National Foundation of Infantile Paralysis, Inc., asked for more intensive fogging, stating there were rumors that the fogging machine was not in service, and that there was plenty of fogging and spraying material, and \$12,000 appropriated, but the machines were not in use. MR. CHARLES SANDAHL stated there were five cases of polio in Austin. He invited the Council to attend the meeting in the Calcasieu Auditorium Friday the 22nd, where instructions would be given to local doctors in the treatment of the severe cases of Polio. The City Manager stated the spraying and fogging machines had been in use every day except on rainy days which would make the spraying ineffective. MR. SANDAHL asked the press and radio to make those statements.

Mayor Glass 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 "B" RESIDENCE AND FIRST HEIGHT AND AREA DISTRICT ON THAT PORTION OF A 1.27 ACRE TRACT OF LAND WHICH FRONTS ON MANOR ROAD AND LIES EAST OF AND ADJACENT TO THE EAST LINES OF LOTS 4, 5, 6 AND 7, OF FOREST HILLS "B" SUBDIVISION; CHANGING THE USE DESIGNATION FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND FIRST HEIGHT AND AREA DISTRICT ON LOTS 19 AND 20, FOREST HILLS "B" SUBDIVISION AND A PORTION OF A 1.27 ACRE TRACT ADJACENT THERETO; AND CHANGING THE USE DESIGNATION FROM "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND THIRD HEIGHT AND AREA DISTRICT ON THE WEST ONE-HALF OF THE NORTH ONE-HALF OF OUTLOT 31, DIVISION "E", LOCALLY KNOWN AS 405, 409 and 411 WEST 16th STREET, ALL 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 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, 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 Johnson 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 Johnson 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 introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE CONSTRUCTION AND MAINTENANCE OF THE PORTION OF F. M. HIGHWAY NO. 969 IN THE CITY OF AUSTIN, REFERRED TO IN THIS ORDINANCE AS "THE STREET PROJECT", AND AUTHORIZING THE CITY MANAGER OF THE CITY OF AUSTIN TO EXECUTE, AND THE CITY CLERK TO AFFIX THE CORPORATE SEAL AND ATTEST, A CERTAIN CONTRACT BETWEEN THE CITY AND THE STATE OF TEXAS PROVIDING FOR THE INSTALLATION, CONSTRUCTION, MAINTENANCE, EXISTENCE AND USE OF SAID STREET PROJECT; FOR THE INDEMNIFICATION OF THE STATE OF TEXAS BY THE CITY AGAINST ALL DAMAGES TO ADJOINING, ABUTTING AND OTHER PROPERTY, AND FOR EXPENSES IN CONNECTION WITH ANY CLAIM OR SUIT THEREOF; 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 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 Johnson 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 Johnson 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 Drake 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 northwest corner of the intersection of West 24th Street and San Gabriel Street, which property fronts 200 feet on West 24th Street and 50 feet on San Gabriel Street, and being known as Lot 1, Outlot 45, Division D of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, and hereby authorizes the said Robert L. Hatchett, lessee, 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 Robert L. Hatchett, lessee, has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

July 20, 1950

Mr. Walter Seaholm  
City Manager  
Austin, Texas

Dear Sir:

We, the undersigned, have considered the application of Robert L. Hatchett, lessee, 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 northwest corner of the intersection of West 24th Street and San Gabriel Street, which property fronts 200 feet on West 24th Street and 50 feet on San Gabriel Street, and being known as Lot 1, Outlot 45, Division D of the Government Outlots adjoining the Original City of Austin, Travis County, Texas and the property upon which this filling station is to be located is owned by Mrs. James R. Hamilton and is under lease by Robert L. Hatchett 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 in West 24th Street, approximately 220 feet west of the above described property.

We recommend that Robert L. Hatchett 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-1362.

(6) Expansion joints shall be constructed as shown upon the plan hereto attached marked 2-C-1362 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,  
C. G. Levander  
Director of Public Works

(Sgd) J. C. Eckert  
Building Inspector

Which motion, duly seconded by Councilman Johnson, 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 City Council of the City of Austin hereby approves as a filling station site the property located at the northwest corner of the intersection of West 31st Street and Lamar Boulevard, which property fronts 65 feet on West 31st Street and 114 feet on Lamar Boulevard and being known as a portion of Lot 1 of the Jones and Sedwick Subdivision in the George W. Spear League in the City of Austin, Travis County, Texas, and hereby authorizes the said R. E. Leigh 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 R. E. Leigh has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

July 20, 1950

Mr. Walter Seaholm  
City Manager  
Austin, Texas

Dear Sir:

We, the undersigned, have considered the application of R. E. Leigh 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 northwest corner of the intersection of West 31st Street and Lamar Boulevard, which property fronts 65 feet on West 31st Street and 114 feet on Lamar Boulevard, and being known as a portion of Lot 1 of the Jones and Sedwick Subdivision in the George W. Spear League in the City of Austin, Travis County, Texas, and the property upon which this filling station is to be located is owned by R. E. Leigh 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 in West 32nd Street approximately 202 feet north of the above described property.

We recommend that R. E. Leigh 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 con-

nection 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-1361.

(6) Expansion joints shall be constructed as shown upon the plan hereto attached marked 2-C-1361, 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,  
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 Drake offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Cline Bros. is the Contractor for the remodeling of a building located at 108-114 East 6th Street and desires a portion of the sidewalk and street space abutting Lot 1, Block 69, of the Original City of Austin, Travis County, Texas, during the remodeling 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 Cline Bros., the boundary of which is described as follows:

Sidewalk and Street Working Space



Beginning at the southeast corner of the above described property; thence in a southerly direction and at right angles to the centerline of East 6th Street to a point 12 feet south of the north curb line; thence in a westerly direction and parallel with the centerline of East 6th Street approximately 60 feet to a point; thence in a northerly direction and at right angles to the centerline of East 6th Street to the south line of the above described property.

Beginning at the southeast corner of the above described property; thence in an easterly direction and at right angles to the centerline of the alley 6 feet to a point; thence in a northerly direction and parallel with the centerline of the alley approximately 30 feet; thence in a westerly direction and at right angles to the centerline of the alley to the east line of the above described property.

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

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

(2). That the Contractor shall construct in the alley a guard rail within the boundary line along the south, east and north lines of the above described space, such guard rail to be at least 4 feet high and substantially braced and anchored.

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

(4). 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.

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

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

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

(8). 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.

(9). 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.

(10). That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than September 15, 1950.

(11). That the City reserves the right to revoke at any time 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.

(12). 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.

(13). 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 replaced or repaired at the Contractor's expense.

(14). 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 accrue 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, 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)

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 OAKDALE COURT, from Greenlee Drive northerly 214 feet, the centerline of which gas main shall be  $7\frac{1}{2}$  feet west of and parallel to the east property line of said OAKDALE COURT.

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

(2) A gas main in GREENLEE DRIVE, from a point 218 feet east of Tanglewood Trail easterly 390 feet, the centerline of which gas main shall be 6 feet south of and parallel to the north property line of said GREENLEE DRIVE.

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

(3) A gas main in PECOS STREET, from Greenlee Drive northerly 220 feet, the centerline of which gas main shall be  $7\frac{1}{2}$  feet west of and parallel to the east property line of said PECOS STREET.

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

(4) A gas main in EAST 56TH STREET, from Bennett Avenue westerly 468 feet, the centerline of which gas main shall be  $7\frac{1}{2}$  feet south of and parallel to the north property line of said EAST 56TH STREET.

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

(5) A gas main in EAST  $55\frac{1}{2}$  STREET, from Bennett Avenue westerly 462 feet, the centerline of which gas main shall be  $7\frac{1}{2}$  feet south of and parallel to the north property line of said EAST  $55\frac{1}{2}$  STREET.

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

(6) A gas main in SOUTH 3rd STREET, from a point 42 feet north of West Oltorf Street southerly 210 feet, the centerline of which gas main shall be  $7\frac{1}{2}$  feet west of and parallel to the east property line of said SOUTH 3rd STREET.

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

(7) A gas main in MERRIE LYNN STREET, from a point 557 feet north of Manor Road northerly 219 feet, the centerline of which gas main shall be  $7\frac{1}{2}$  feet west of and parallel to the east property line of said MERRIE LYNN STREET.

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

(8) A gas main in ROBINSON AVENUE, from a point 62 feet south of East 29th Street southerly 60 feet, the centerline of which gas main shall be 18 feet west of and parallel to the east property line of said ROBINSON AVENUE.

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

(9) A gas main in WEST LIVE OAK STREET, from a point 162 feet west of South 1st Street westerly 114 feet, the centerline of which gas main shall be  $13\frac{1}{2}$  feet north of and parallel to the south property line of said WEST LIVE OAK STREET.

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

(10) A gas main in WEST 34TH STREET, from a point 75 feet west of Jefferson Street easterly 70 feet, the centerline of which gas main shall be  $7\frac{1}{2}$  feet south of and parallel to the north property line of said WEST 34TH STREET.

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 Drake, carried by the following vote:

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

The Council received a report from the City Manager that the following application for change of zoning had been referred to the Zoning Board of Adjustment:

BARNEY P. SLAUGHTER      708 Fredericksburg Road      From "A" Residential  
To "C" Commercial

Councilman Johnson moved that the following applications for change of zoning be set for public hearing at 11:00 A.M., AUGUST 10, 1950:

JENNIE M. HALL, KATIE  
GANNAWAY, & MRS. R. G.  
WEST      Original lots 5,6,7,8 and  
north one-half of the alley,  
Blk. 74, Original City;  
501-511 West 7th and 605-  
607 Nueces Street      From "B" Residence  
To "C" Commercial  
Recommended by the  
Zoning Board (7-11-  
50)

SAM McDONALD      The rear 250' of a 1.5 acre  
tract out of Spear League,  
6010 North Lamar Blvd.      From "A" Residence  
To "C" Commercial  
RECOMMENDED by the  
Zoning Board (7-11-50)

EDWARD JOSEPH, By  
Donald Thomas, Atty.      Rear 135' of an L-shaped  
tract of land fronting on  
Guadalupe, Blk. 6, Outlot  
77, Division "D", 3407-09  
Guadalupe \*      From "B-1" Residence  
To "C" Commercial  
NOT Recommended by  
the Zoning Board  
(7-11-50 & 6-20-50)

and  
MRS. WILHELMINE B.  
SHEFFIELD      S.E. 94.3'x135', Blk. 6,  
Outlot 77, Div. "D", 500  
and 504 W. 34th Street  
\*Treated as one applica-  
tion.      From "B-1" Residence  
To "C" Commercial  
NOT Recommended by  
the Zoning Board  
(7-11-50 & 6-20-50)

LEOLA SLAUGHTER AND  
ANNIE MAE VANCE, By  
George Slaughter      N. 78.49' of Lot 1, Blk. 31, Outlot 8;  
45'x130', Lot (G), Outlot 9,  
Div. "B"; 2119 E. 8th and  
710 Prospect Ave.      From "B" and "C"  
To "C-1" Commercial  
NOT Recommended by  
the Zoning Board (7-11-50)

CHAS.S. HEACOCK and  
J. M. PATTERSON, JR.      Lots 7,8,&9, Blk. 174,  
Original City; 203 and  
205 W. 15th St. and  
1406 and 1410 Colorado      From "B" Residence  
To "C" Commercial  
RECOMMENDED by the  
Zoning Board (7-11-50  
7-18-50) to include  
Lots 4-9, Blk. 174 &  
Lots 5, 7-10; w. 50'  
Lot 6 & w.  $\frac{1}{2}$  Lot 11 & 12,  
Blk. 173.

The motion, seconded by Councilman Drake, carried by the following vote:  
Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
Noes: None

A brief discussion of the Blue Law enforcement was held. COUNCILMAN LONG stated if the law were not enforced to the fullest, she did not favor a compromise. Mayor Glass corrected a statement made by the press, stating he had told the business men to get together and work out their own business problems and that they had thought that to be a good idea.

COUNCILMAN MacCORKLE made further inquiry if arrangements had been made with the County to take care of any overflow of prisoners in the jail. The City Manager stated the City and County had an understanding on this, and that the County cooperated to the fullest and had been taking care of the prisoners when the space was filled in the City jail.

COUNCILMAN DRAKE stated he would like to get the Departments' estimates of what was needed by their departments, to be just as broad as possible, and then work it down,--that he would like to have a list of all the City's needs in time regardless of the cost--and then work it down to what money might be available. The City Manager stated this information was being gathered and would be ready in about two weeks.

The Mayor called a special meeting of the Council for the purpose of passing an ordinance declaring the necessity for and ordering the paving and improvement of certain streets or portions thereof in the City of Austin, for 8:30 A.:M. Friday, July 21, 1950.

There being no further business, the Council adjourned subject to call of the Mayor, at 11:20 A.M.

APPROVED

*Taylor Glass*  
Mayor

ATTEST:

*Elaine Mosley*  
City Clerk