MINUTES OP TRE CITY COUNOIL
CITY OF AUSTIN, THXAS
Regular Meeting
OGtober 28.1948 10:45 A.M.

Counctl Chamber, City Rell

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

## RoII cail

Present : Councilmen alasss Johnson, Long, Mayor Miller - 4 Abeent : Councilman Baxtholomew o I

Present also: Guiton Morgan, Oity Manager; J. E. Metherai, Director of Public Works; Trueman I . ClQuim, City Attermey; and R . D. Thorp, Chs of of Police.

The reading of the Minutes wes dispensed with.
A comitter from the Violet Crown Garden Club, composed of
Mrs. D. P. Clark, Mrs. Burt, and others, cane before the Council on the matter of waiting benches at bus stops now pending, and entered a protest againgt açertisements on said benches, and, also, the style of the bonch, declaring that, while they recognized the need for the benches and were in favor of having them, they wainted them attractive and dia not object to the name of the donor being molied into the bench.

Kr. Chas. I. Sandahl was present also, and stated that he and associates were ready to deliver the 100 benchss promised the City, with no restrictions attached, but that the City would have to maintain them, and that he has an offer from another buainess man who wants to buy 100 benches and donate then to the Clty. The Mayor stated that he was agreeable to letting Mrosandahi put in his benches, with no advertisenent but with the name of the aonor molded into the bench, if so desired, now at locations where they are badly needed, particulariy around the schools and at the commuity center on findsor foad and Hxposition Boulevard, where a great many people wait for the bus.

Raxther action on the matter was deferred, pending the preparation of an ordinance on the subject.

A group of property owera, composeả of Jaci S. Gray, Wrs.L.T.Bellnont, and others. came before the Council to protest the change in zoning of the propexty at 2511 and 2509 Pearl Street, owned by H. W. Muggley and Mr. and Mrso George Newgent, respectively, on account of the traffic hazard that mould be created in the alley to the rear of the property, which is used by the chlldren of the neighborhooi patronizing the city pant; and. further, on account of
the nuisance that would be created by the number of gaxbage cane in the alley. A petition, rigned by twenty-four reeident home owners in the area, protesting the change, was al so submitted.

Foilewing the hearing, at the request of the protestants, the City Council agreed to reconsider its action at the last regular meeting tentatively approving the change after ft was stated that the differeaces between the proponents and opponents had been settled, and make an inspection of the property on the groumd.

The appilcation of Max Bachogen for change in zoning, from "A Residence District to MC Commercial District, of property lecated at 1011 and 1013 Hant 5lst Street, was received. Councilman Glass moved that the application be referred to the Board of Adfustrent for consideration and recomendation. The motion carried by the followine votes

Ayen: Councilmen Glass, Johnson, Long, Mayor Miller
Hoes : None
Absent: Councilman Bextholomew
The applicetion of H. Yerger, by E. H. Smarth, Attorney, for change ix
 located at 1011, 1015, and 1017 Red River Streat, wes recelved. Councilman Gisse moved that the matter be reiscred to the Board of Adfustment for conside eration and recommendation. The motion carrisd by the following vote:

Ayes : Councilmen Gless, Johnson, Long, Mayos Miliex
Noes : None
Absent: Councilman Bartholomev
The application of Capitol Lodge No. 23, I. $0.0 . \mathrm{F}_{0}$, by Kright Stubbs, for change in zoxings from MB Residence District to HCl Comercial District, of property located at the corner of 18th Street and Congress Avenue, was received. Councilman Glase moved that the application be referred to the Boaxc of Adfustment for consideration and recomendation the motion carriod by the following votes

Ayss : Councilmea Glass, Johnson, Lone, Mayor Miller
Noes : None
Absent: Councilman Bartholomew
Councilman Glass introduced the following ordinance:
an ordinance akmping miat cerrail ordinance passho BY TEE CITY COUNCII OF mFB CITY OF AUSTIN, TEXAS, JUIY 17. 1941, AND RECORDED IN ORDINANCS BOOK "L". PAGES 152-174, INCLUSIVE, OF THEE ORDINANGE RECORDS OF THE CITY OF AUSTIT, WHICH ORDINANGE WAS AMMDATOEX OT THAT CHRTAFI ORDINAKGE BSTABLISHING ZONTMG REGULA TIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHKHTSIVE FIAN PASSBD BY THE CFIY COUTCIL APEII 23. 1931, AND RUCORDND IN ORDIMAMCE BOOK "IN, PAGBS 301-318, INGLUSIPH. OF THE ORDINANCR RECOROS OF THE CITY OF AUSTIN, THE AMIMDATORY ORDINANCE HRREBY CHANGING MHI USE DHSIGNATIOX FROM "A ARIA DISTRICT TO 1 CH COMMBRCLAS DISTRICT AND FLRST HRIGEMY AND ARBA DISTEICT ON CERTMIN LOTS OUT OF BLOCES 15 AND 18, SOUYH HMIGEIS, AND CHANGING THE USE DESIG WATION FRON "Bl RESIDMOM DISTRIGT AND SECOND HRIGHT
AKD ARTA DISTRICT TO MCN COMMERCIAS DISMRICN AND
SHCOND HEIGHY AND AREA DISTRICN ON LOTS 20 BND 11.
BLOCK ?, HAYMOND SUBDIVISIOM, AI工 IV THE CITY OZ
AUSTIN, TRAVIS COUKTI, THXAS; ORDERING A CZANCET
INT THE USE NAPS SO AS TO RWCOFD THM CHANGHS HEREBY
OROKRM: AMD DECIARING AN ZWRRGZNCY.

The ordinance was read the first time and Councilman Glass meved, seconded by Councilman Johnsen, that the ruis be suspended and the orinance be passed to its second readingo The motion carried by the following votes

Ayes : Councilmen Glass, Johnson, Long, Mayor Mifler
Noes : None
Absent: Councilman Sartholomew
The ordinance was read the second time and Councilman Glass moved, second ed by Councilman Johnson, that the rule be cuspended and the ordinance be passed to its third reading. The motion carrisd by the followiag vote:

Ayes : Councilmen Glass, Johnson, Long, Mayor Miller
Noes: None
Absent: Councfinan Bartholomew
The ordinance was read the third time and Councilman Glass moved, seconded by Councilman Johnson, that the ordinance be finally passod. The motion carried by the following votes

Ayes : Councilmen Glass, Johnson, Long, Mayor Miller
Noes : None
Absent: Councilman Bartholonew
The Mayor then amounced that the oxdinance had been finsliy passsa.
Councilman Bartholomew entered the Councij. Charaber.
Pursuant to published notice thereof, the public hearing on the application of IT. A. Darnwell, by Hermain Jones, Attorney, to amend the zoning Oraise nance in the following particulars:

To amend the USE designation of the following described property so as to change the same from "cr Comercial District to "Coll Commerciel District:

Let 24, Block 9. Rosedown Adéition, locatea at the southwest corner of the intersection of Hancock Drive and Burnet Road in the City of Austin, Travis County, Texas,
was auly opened.
The following appeared and spoke for the change, substantialiy as follows

Herman Jones, Attomey for proponent, and N. A. Darnwell, proponent. plead for the change on the grounds that it is consistent with the development in that ares; that it will not constitute a traffic hazard on account of the location: that there is a demand for the sele of beer with meals, and as there are other cafes selling beer within a block and a half of this lecation, it would be arbitrary to deny this pripilege to applicant.

The following appearea and spoke in opposition to the change, substan tially as follows:

Mr. and Mrs. Bo S. Littlepage, Mrs. Virginia Feck, Mrs. T. J. Holbrook, Reverena Barrow, Pastor of Rosedale Baptist Church, and several other pastors and citizens, who declared that the majority of the people out there are opposed to the sale of any moore beer in that locality; that the community is made up of churcher, schools, and modest, uniform-priced homes, and the citizens are law-abiding, harai-woricing people, many of them with mail children to rear: that the applicant is doing a good business now in his cafe and has the patronage of the commofty, and that they wish to keep it that weys.

Following the hearing, the Attorney for the applicant agked permission to withoraw the application, and the request was granted and the application was withdrawn.

Councilman dohnson offered the following resolution and moved its adopt10n8

## (RESOLUNION)

WHPTAS, the land described as Lot 3, Block 157, Original City of Austin, Plat 6, Item 163, was erroneously assessed at \$4,210 on the tax roll for the year 1947, and such property should here been assessed at a value of \$3.540: Therefore.

BII IT RTSOLTHD BY THE CITY COTNCIL OF THE CISY OF AUSHIN:
TEAR the Tax Assessor and Collector be directed, and he is hereby se instructed, to reduce the assessed veluation of said land from $\$ 4,210$ to $\$ 3,540$ for the year 1947 .

Which motion, carrying with it the edoption of the resolution, carried by the following vote:

Ayes : Councilnen Bartholomew, Glass, Johnson, Leng, Mayor Miler
Noes: None
Councliman Johnson offered the following resolution and moved its adopttons

## (GESOLURION)

WHEREAS, the tax roll for the year 1947 carries an assessed, valuation of $\$ 1.710$ on improvements located ons Lot 2, Bloci 2, Outiot 16 , Division $C_{0}$ Ridgetop Annex, Plat 214. Item 29: and

WHEREAS, guch inproverants were not in existence as of Januaxy is 1947. the date contemplated by said tax levy; therefore.

BE IT RGSOLUED BY THE CIEY COUNCIE OF THE GITY OF AUSTIN:
THAT the City Tex Assessor and Collector be instructed, and ho is hereby directed, to remove from the tax yoll for the year 1947 the assessment of $\$ 1,710$ vaiuation erroneously placod on Lot 2 , Block 2, Outlot 16 , Division $C_{8}$ Rideetop Annex, Plat 214, Item 29.

Which motion, carrying whth it the anoption of the resciution, carsied by the following vote:

Ayes : Councilmen Bartholomew, Glass, Jobnson, Long, Mayor Miller
Hoes : Kone
Councilman Barthoiomew introduced the following ordinances

RaN ORDINANGE REGULATING TRAMTIC UPOA THE EUBLIC
 GOR THE VIOLATION OT SMGT FHPMALTNG ALI ORDTNAXCES OR PARTS OF ORDINANCES IN CONSICT MTRUWITH; ASD
 BY THE CITY COUNCIL OF THE CITY OR AUSNIN, MAY $6 *$
 INCLUSIVE, OF THE ORDINANCE RHCORDS OT THE CITY OF AUSTIE, BY AMZHDIHG SECTIOK 12(a) OF ARIICLE IIE ROHATING TO TRAFHIC SIGKAZ LIGHT LOCATIONS, SEOTIONS
 TO NO-PARKIIG AND PASSBNGTR ZONE LOCATTONS: AND SDCTION 34(b) OF ARTICLETE RELATHNG TO ONP-HAYY STREETS; RHPMALING ALL ORDENANCESS OR PARTS OF ORDI NANCMS [M CONHLICT HTRKMITH; AND DRCLAETNG AN ERIRGEMCY.

The ordinance was read the firgt time and Councilman Baxtholomew moved that the role be suspended and the ordinance be passed to its second reailing. The motion carried by the followng vote:

Ayes : Councilmen Eartholomew, Glasw, Johnson, Long: Mayor Miler
Noes : None
The ordinance was read the second tine and Councilman Bartholomew mored that the rule be further suspended and the ordinance be passed to its tindrd reading, The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Jobnsons Long, Nayor Killer
Noes : None
The ercinance was read the third time and Councilnan Bartholomew moveci that the ordinance be finally passed. The motion carried by the following vote:

Ayes : Councilmon Bartholonew, Glass, Johnson, Long, Mayor Miller
Noes : Rone
The Kayor then announced that the ordinance had been finally passed.
Councilman Johnson offered the following resolvtion and mored its adoption:

## (RGSOLUTION)

WHHREAS, there is a certain street within the City of Austin, known as Nixon Aremue, which street in shown upor the meps or plats of Tonkawa Bluff of record in Book 4, page 213, of the Deed Record of Travis County, Texas; Pleasant Grove Addition of record in Volume 238, page 497 of the Deed Records of Travis County. Texas; and Shoalerest Oaks of record in Book 4, page 233 of the Elat Records of Travin County, Texas; and

WFrphas, Wixon Avenve between West 39 h Street and Yest 40 th Street is \& continuation of Bailey Lane; and

WEMAAS, the abutting property owners on the aforementioned street have petitioned the City Council of the City of Austin to change the name of Nixen Avenue to Bailey Lane; and

WHPRAS, the City Council of the City of Austin has considered said petition; Therefore,

BE IT RBSOLPED BX THE CITY COUNOIL OF THE CITY OF AUSTIN:
THAT Nixon Avenue as referred to sbove be known and dezignated as BAILIXY LANE.

Which motion, carrying witin it the acoption of the resolution, carried by the following rote:

Hyes : Councilmen Bartholomew, Glass, Johnscn, Long, Mayor Miller
Noes : None
Counctimen Glass offered the following resolution and moved its adoption:

## (RBSOLUTYON)

WHERHAS, there is shown on the map of the City of Austin a certain street known as Rast 7th Street extending from Congress Avenue to the Kebberville Road; and.
mHREAS, the Webbervilie Roaid is a continuation of thet portion of Hast 7th Street deacribed above; and

WHERBAS, there is also show on the map of the city of Austin a certain new street or highway extending from Chicon Street to Airport Boulevard; and

WHRDAS, the aforementioned new street or highway is also a continuation of East 7th Street and is known as Hast 7th Street fatension; and

WHERHAS, it in desirable to correct the confusion caused by having two streets with the same nome; Therefore,

BI IT RESOLVIDD BY THE CITY COUNCIL OF THE CITY OF AUSTET:
THAT that portion of East 7th Street between Prospect Avenue and the Webberville Rosd be known and destgnated as the Webberville Rosd; and also that the previously described new street or highway known as Hest 7th Street Mxtencion and extending from chicon Street to the Afrport Boulevard be knowa and designated as HASm 7TH SMREET.

Which motion, carrying with it the adoption of the resolution, carried by the following votes

Ayes : Councilmen Bartholomew, Glass, Johnson, Long, Mayor Miller
Joes : JTons
Councilman Johnson offered the following resolution and noved its adoption:

## (BWSOLUTION)

WHirmas, Texas Pubiic 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 Clty of Austin hereafter named, and said maps or plans have been considered by the City Council; Therefore,

BR IT RESOLVFD BY THI CITY COUNCIL OF THE GITY OF AUSTIN8
TEAM Texas Public Service Company be and the seme is hersby permitted to Jay and construct fts gas mains in and upen the following streets:
(1) A gas main in CAMP MABRY ROAD from a point 41 fest ast of I \& $G \mathbb{N} R$ westerly $15 I$ feet, the centerline of which gas main shall be 7 feet south of and paraliel to the north property IIne of suid. Camp Mabry Road.

Said gas main described above shail have a cover of not less then $2 \frac{1}{2}$ feet.
 of Kouston Street northerly 228 feet, the centerline of which gas main shall be 7h feet west of and parallel to the east property line of saic Rcosevelt Avenue.

Safd gas main described above shall have a cover of not less than 22 2est.
(3) A gas main in RIVHRTIWM STREET from a point 238 feet west of Cenadian Street westerly 72 feet, the centerline of which gas main shall be $7 \frac{1}{2}$ feet north of and parellel to the south property line of sade Riverview Street.

Said gas main described above shall have a cover of not less than $2 \frac{1}{2}$ feet.
(4) A gas main in WBST 38 TH SMasis from West Avenue easterly 255 feet, the centexline of which gas main shall be 25 feet south of and parailel to the north property lime of sasd West 38 th Street.

Said gas mafin described above shell have a cover of not Less than $2 \frac{1}{2}$ feet.
(5) A gas main in wESM 45M STRXES across Burnet Road intersection, the centerline of which gas main shall be 13 feet south of and parailel to the north property line of said West 45th Street.

Safd gas main deacribed above shall heve a cover of not less than $2 \frac{1}{2}$ feet.
(6) A gan main in WBST $45 \$ \mathrm{SH}$ STRH from Burnet Road easterly 347 feet, the centerine of which gas main shail be 7 feet south of and parallel to the north property line of safd West 45 th Street.

Said gas main described above shall have a cover of not Iess than 2 feet.
(7) A gas main in MAYB站I AVBUE north across Went 45th Street intersection, the centerline of which gas main shail be 45 feet west of and parallel to the sast property line of said Maybelie avenue.

Sed gas main described sbove shall have a cover of not leas than $2 \frac{1}{c}$ feet.
(8) A gas main in WALLER SMREBY from East 12 th $S_{\text {treet gouth }}$ erly 16 f feet, the centerline of which gas main shail be 15 feet west of and parallel to the east property line of said Wailer Street.

Said gas main described above shall heve a cover of not less than $2 \frac{2}{3}$ feet.
(9) A gas main in WhLimB SMRBM from Juniper street northerly 208 feet. the centeriline of which gas main shall be 25 feet west of and parailel to the east property line of safd Whiler Street.

Seid ges main described above shall have a cover of not iess than $2 \frac{1}{2}$ feet.
(10) A gas main in gan Marcos STRam from Hast ilth Street southerly 139 feet, the centerline of which gas main shall be 27 feet west of and parallel to the east property line of said San Marcos Street.

Seid gas main described above shall hare a cover of not less than $2 \frac{1}{2}$ feet.
(11) A gan main in GUNTMR STREME from Gonzaleg Street northeriy 370 feet, the centerline of which gat main shall be $7 \frac{1}{3}$ feet west of and parallel to the east property line of seid Gunter Street.

Said gas main described above shall have a cover of not less than 2 feet.

The Texas Public Service Company is hereby put upon notice that the City of Austin does not guarantee that the space asslgned above is clear from other underground utilitios, but is based upon the best records we have at hand, and that the minimu depth stated does not heve any reference to the fact that greater depths nay not be required at speciai points. Winen the Texas Piblic Service Company requires definite information upon the fround as to elerations or wording points from which to base the locstion of their assignmeats, they shail apply to the Department of Public Wories not less than three (3) days before such information is required. The Texas Publio 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 pluge, rater must be used at intervals during the course of backfilling of the ditches.

That the work and laying of said gas mains, including the excowation in the streets and the restoration and maintenance of said streets after gaid mains have been latd, shall be unier the superviston and direction of the City Manager, and under all the pertinent terms and conditions of the certain framchsse to said Company by the City of Rustin.

Which notion, carrying with it the adoption of the resolution, carried by the following vote:

Ayes : Councilmen Bartholomek: Glass, Johnson, Long, Kayor Miller Hoes : None

Councilman Bartholomew offered the following resolution and moved its adoption:

## (RESOLUTION)

BE IT RBSOLVID BY THR CITY COUNOIL OF THE CITY OF AUSTIN:
THAT the City Council of the City of Austin hereby approves the property situated on the west side of West Riverside Drive as a private gasoline plant, which property is owned by the Fed Bail Igaxi Company, and is a part of the Felix Cherico trect in Swisher Addition in the City of Austin, Travis County. Texass and hereby authorizes the said Red Ball Taxi Company to operate a private gasoline plant consisting of a 1000 gailon underground tank and electric pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, subject to the same's being operated in compliance with all the oxinances relating thereto, and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this private gasoline plant after full compliance with all the provisions of this resolution and said permission shall be held to be granted end accepted subject to $\quad$ all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Tezas, 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 Red Bell Texi Company has failed and refused, and will continue to fail and refuse, to perform any such conaitions, regulations, and ordinances.
(Recommenãations attached)

> "Austin, Texss October 28, 1948
Mx. Guaton Morgan

Clty Kanager
Austin, Texas
Dear Sir:
Io the undersigned, have considered the appifcation of the Reci Bail Haxi Company for permission to opsrate a private gasoline plant, consisting of a 1000 gellon underground tenk and electric pump, for the sole purpose of servicing their own motor equipment and from which no gasoline is to be sold, upon property located on the west side of West Rfverside Drive and is a part
of the Felix Cherico tract in Swisher Acidion of the City of Austin. Wravis County, Texas, and localiy knom as 301 West Riverside Drivs.

This property is located in a Com Comercial District, and I recommend that this permit be granted subject to the following conditionss
(1) That the gasoline tanizs and pumps shall be of an approved type and shall bear the label of the Underwriters Laboratories, Inc., and that ell tanks and pumps shall be instailed in compliance with the ordinance governing the storage and handiling of gasolins.
(2) That all pumps shall be located not nearer than 10 foet to the property line and so located that carg stopped for the purpose of receiviag gasoline or other supples shail not in any way obstruct the free passage of traffic on either the sidewalk, street or ailey.
(3) That fNo SMOKITGll sfgns ahall at all times be prominently displayed and no person shall be permitted to anoke on the premises where gasoline is handiled or stored.
(4) That $2 l l$ fees shall be paid and a permit secured from the Building Inspectoris office before any installetion work is started, and that no equipw ment shall be placed in operation until after final inspection and approval of same.

# Respectfully submitted. 

(Sgd) J. C. Eckert Building Inspector.

Which motion, carrying with it the aaption of the resolution, carriea by the following rote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Long, Mayor Miler
Noes : None
Mr. Marvin Nowotny came beiore the Council and submitted a proposal that the City pay hiri $\$ 5600.00$ for his property at 1027 Hest 5 nad Street, which the City needs for the Interregional Fighway right-ofoway, insteed of $\$ 4200.00$, which the City has offered him, claiming thit he has been offered $\$ 5600,00$ for the property. The matter was taken andex advisement by the Council for an inspection of the property.

It was moved by Councilman Bartholomew, seconded by Councilman Johnsons that joe Roberts be appointed as Judge of the Corporation Court to nucceed Fisher A. Tylex, resigned. The motion carried by the following votes Ayes : Councilmen Bartholemew, Giass, Johnson, Long, Mayor Miller
Hees : None
The application of PRAMH BUTLK, 405 West 16 th Street, for a license to operate ms a taxicab a 4 meor Chevrolet Sedan, 1948 Mociel, Factory No. TAA 52808 , Serfal No. 3FJJ20456, State License No. J/V-8577, duly approved by the City Monaces, was submitted. Councilman Glass moved that the Iicense be granted. The motion carried by the followhy votes

Ayes : Councilmen Bartholomew, Glass, Johason, Long, Mayor Miller Noes : None

The appilcation of WALTMR FORD GILLIAM, 806 Sen Jacinto Street, for a license to operate as a taxicab a 4 door Cherrolet. 1946 Model. Motor No. DAA-58809, State Iicense No, CK-5696, culy approved by the CiEy Manager, was submitted. Councilman Glass movec that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnsor, Long, :ayor Miller
Noes : None
The application of THOMAS E. BMAUCKAMP, 1722 Fortview Road, for 3 taxim cab driveris permit, duly approved by the Cfty Henceer, was submitted. Counci?man Johnson moved that the permit be granted. The motion carried iy the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson. Loikg, Mayor Miller
Noes : Home
The application of ROERS IV. COMBR, 401, zast l2th Street, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Johnson moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Baxtholomew, Glass, Johngon, Long, Nayor Hilier
Soes : None
The application of Walik Foid GILIIAM, 806 San Jacinto Street, for a taxicab driveris permit, duly approved by the city Hanager, was submittod. Councilman johnson meveä that the permit be granted. The motion camried by the following vote:

Ayes : Councilmen Partholonew, Glass, Johnson, Logg, Mayor Killer
Noes : Krone
The application of EIAS OWMS, 504 Bowie Streets for a taxicab driveris permit, duly approved by the City Manager, was submitteci. Councilman Johnson moved that the pernit be granted. The motion carried by the following vote:

Ayes : Counclimen Bartholomet, Glass, Johnson, Long, Mayor Miller
Noes : None
The amplication of PAUK SHI TON SIMPSOM, Austin State Hospital, Cottage \#, for a taxicab dxifer's permit, culy approvec by the City Manager, was submitted. Councilman Johnson noved that the permit be granted. The motion carried by the followfing vote:

Ayes : Councinmen Bartholomew, Qlass, Johnson, Long, Msyor MLIer
Noes : None
The application of BLACK CAT DRIVE IMN, by James \$. Wilisams, 1200 Zast Ilth Strect, for a wine and beer license, duly approved by the City Manager, was submitted. Councilman Glass moved that the Iicense be granted. The motion caxried by the followide votes

Ayes : Councilmen Bartholomew, GLass, Johnson, Long, Hayor Niller
Noes : None
The appifation of RAWDON'S BARBECUB, by Mrs. Ted Rawdon, 1814 Guadaiupe Street, for anion-premise wine and beer license, duly appovea by the city Manager, was submitted. CounciIman Glass moved that the license be granted. The motion carred by the following vote:

Ayes : Councilmen Bertholomew, Glams, Johnson, Long, Mayor Kilier
Noes : Hone

Councilman Glass offered the following resolution, and moved its adoption:

## (RESOLUTION)

WHERGAS, the City of Austin and Julia Vance, acting by and through her culy authorized agents, have reached agreaments relatipe to the exchange of certain properties adjacent to Lamar Boulevard in the City of Auctin. Now. Therefore

BE IT RESOLVED BY THE CXTY COUNCIL OF THE CITY OF AUSTIT:
That upon the execution and delivery by Julia Vance, a femne sole, to the City of Austin of a general warranty desd conveging foe simple titie to the following tracte of land in the City of Austin:

TRACT 150. 1:
Hleven thousand ons hundred eighty-four (11,184) square feet of land, same being out of and a part of Lot 17 of Pance Park, a subdivision by the Grantor herein of a portion of Outiots Nos. 12, 13. and 14, Division $\mathbb{F}$ of the Goverament Outlots adjoining the Original City of Austin, Travis County, Mexas, accoraing to a map or plat of said Government Outlots on file in the General Land Office of the State of Texas, which 11,184 square feet of land is more particularly described by metes and bounds as follows:

BEGINTING at the point of intersection of the proposed south line of West 19 th Street, with the west line of sadd Lot 17, and from which point of beginning an iron pipe on the southwest corner of said Lot 17 bears S. $28^{\circ} 51^{\prime}$ \%. 14.98 feet;

THPNCI with the west line of said Lot 17. N. $28^{\circ}$ 51's. 102.64 fest to an iron pipe on the northwest corner of said lot 17 on the present south line of West 19th street;

THENCE with the present south line of West 19th Street, S. $70^{\circ} 48^{\prime}$ ㅍ. 250.34 feet to an iron pipe on the point of curvature of a curve having an intersection angle of $113^{\circ} 00^{\prime}$. a tangent distance of 21.50 feet and a radius of 14.23 fest;

THRNCE following said varving line to the right an are distance of 28.06 feet, the long cherd of which are bears S. $14^{\circ}$ 28 $8^{\text {W. }} 23.73$ feet to an iron pipe on the point of reverse curvature between the preceding carve and a curve having an intersection angle of $68^{\circ} 25^{\circ}$, a tangent distance of 224.69 feet, and a radius of 330.52 feet, said curve being the present west line of Vance Circle;

THRNCW following the curving preseat west line of Vance Cirele to the left an arc distance of 15.96 feet.
the sub-chord of which are bears S. $40^{\circ} 49^{\circ} \mathrm{W}$. 15.96 feet to an iron pipe on the point of reverse curvature between the preceding curve and a curve having an intersection angle of $119^{\circ} 10^{\circ}$, a tangent distance of 35.82 feet, and a redius of 21.03 feet;

TEENCE following said curving inne to the left ax are distance of 43.74 feet, the long cherd of which are bears N. $20^{\circ} 09^{\prime 2}$ \%. 36.27 tet to the point of compound curvature between the prsceding curve and a curve having an intersection angle of $16^{\circ} 28^{\circ}$, a tangent distance of 79.02 feet and a radius of 546.12 feet, said curve being the proposed south line of west 19th Street;

THBNCE following said curving proposed south line of West 19th Street to the left an arc aistance of 35.99 fset, the sub-chord of which arc bears R. $81^{\circ} 37^{8} \mathrm{~W}$. 35.98 feet. to a point os said curve;

THENCI continuing with the proposed south ine of West l9th Street and following eaid curving line to the left an arc distance of 120.97 feet, the sub-chord of which arc bears N. $89^{\circ} 50^{\prime} \%$. 120.72 feet to an iron pips on the point of tangency of said curve;

THENGS continuing with the proposed south line of West 19th Streat. S. 83049:\%. 113.33 feet to the point of beginning.

TRACT NO. 2:
Seven hundred twenty-one one-thousandths ( 0.721 ) of one acre ${ }^{\text {cof }}$ land, same being out of and a part of Outlot 13, Division $\mathbb{F}$ of the Government Outlots adjoining the Original City of Austin. Travis County. Texas, accoraing to a map or plat of said Goverament Outlots on file in the General Iand Office of the State of Texas, and also being out of and a part of that certain lot. tract or parcel of land which was conveyed to Julia F. Vance by last will and testament of Mary F. Scott, deceased, dated February 24. 1904. of record in Polume 26, at page 123, of the Probate Minutes of Travie County, Texas, which 0.721 of one acre of land is more particularly described by metes and bounds \%s follows:

BEGINNING at an iron pipe on the north-west corner of Lot 17 of Vance Fark, a subdivision by the Grantor herein of record in Hook 4, at page 336, of the Plat Fecords of Trevis County, Texas:

THINCE with the west line of Lot 17. S. $28^{\circ} 51^{\prime}$ W. 102.64 feet to a point in the proposed south line of fert 19th Street;

FHENCE with the proposed south line of West 19th Street, S. $83^{\prime 4} 9^{\prime} k$. 33.26 feet to an iron pipe on the east line of Shoal Ereek Boulevard;

THENCE with the east line of Shoal Creek Boulevard, N. $43^{\circ} 26 \%$. 100.25 ieet to an iron pipe on the proposed north line of West 19th Street;

THENCE with the proposed north line of West 19th Street. N. $83^{\circ} 4^{\prime} \mathrm{E}$. 337.26 feet to the point of curvature of a curve having an intersection angle of $77^{\circ} 43^{\prime}$. a tangent distance of 16.11 feet and a radius of 20.00 feet;

THBNCE following said curving line to the left an arc distance of 27.13 feet, the long chord of which are bears N. $44^{\circ} 58^{\prime 2}$. 25.10 feet to the point of tangeney of said curve;

THBNCG following a line 25 feet westerly from and paraliel to the southerly prolongetion of the centerine of David Street N. $6^{\circ} 061 \mathrm{M} .22 .66$ feet to a point in the present south line of West 19th Street:

PHBNCT with the present south line of Mest 19th Street S. $70048^{\prime} \mathrm{E}$. 78.88 feet to the point of beginning.
and upon the execution and delivery by Julia Vance to the City of Austin of a deed conveying to the City of Austin an easement and right-of-way for an enclosed storm sewer, described by metes and bounds as follows:

A strip of land ten (10) feet in widith, same being out of and a part of that certain tract of land consisting of Outlots Hos. 12,13 and 14 in Division $\mathbb{E}$, of the Government Outlots adjoining the Originel Ofty of Austin. Travis County, Texas, according to a map or plat of said Government Cutlots on file in the General Land office of the State of fexas, which was conveyed to Julis $\mathbb{E}$. Vance by last will and testament of Mary P. Scott, deceased, datea February 24, 1904, of record in Volume 26, at page 123. of the Probate Minute of Travis County, Texas, the centerline of gaid strio of land ten (10) feet in width being more particularly described by metes end bounds as follows:

BEGINING at a point in the oroposed south line of West 19th Street, and from which point of beginning an iron stake on the point of curvature of a curve in said proposed south line bears S. $84^{\circ} 39^{\circ} \mathrm{K}$. 253.91 feet;

THENCE S. $26^{\circ} 57^{\prime \prime}$. 79.38 feet to a point;
TEENCS S. $11027^{\circ}$ \%. 140.78 feet to a point;
TRENCE S. $50^{\circ} 5^{16}$ W. 71.57 feet to a point:
Thinces s. 42 048\%. 47.57 feet to point of termination in the east line of Lamer Boulevard, and from which point of termination an iron pipe on the point of curvature of a curve in said east line of Lemer Boulevara bears $\mathbb{N}$. $40^{\circ} 13^{\prime \prime} \%$. 7.40 feet;
that the City Manager be and he is hereby authorized and directed in behalf of the City of Austin to convey to Julia Vance by general warranty deed fee simple title to the following described land in the City of anstin:

One hundred thirty-nine one-thousandths (0.139) of one acre of land, same being out of and a part of that certain tract or land out of Outlots 12 and 13, Division 1 of the Government Outleta adjoining the Original City of Austin, Travis County, Texas, according to a map or plat of said Government Outlots on file in the General Land Office of the State of Mexas, whick was conveyed to the City of Austin. Texas, by deed dated April 26: 1932, of record in Volume 480, at page 203, of the Deed Records of Travis County, Texas, which 0.139 of one acre of land is more particularly described by metes and bounds as follows:

REGINNIWG at an iron pipe at the point of intersection of the proposed south line of West l9th Street with the west Ine of Shoal Creeik Boulevard;

THFRCE with the west line of Shoal Creek Boulevard. S. $43016^{\prime}$ I. 172.24 feet to an iron pipe on the point of ourvature of curve having an intersection angle of 14018 . a tangent distence of 94.98 feet, and a radias of 757.18 fest;

MHENG following said curving line to the right an are distance of 94.14 feet, the sub-chord of which aro bears $S .39^{\circ}$ 42: 9. 94.08 feet to an iron pipe;

MHENCES $5.49^{\circ} 35^{\prime} \%$. 26.63 feet to an iren pipe on the east line of Lamar Boulevard, said east line of Lamar Boulevard being a curve whose intersection angle is $33^{\circ} 3^{\prime}$, whose tangent distance is 337.05 feet, and whose redius is 1118.72 feet;

THRNCE following said curving east line of Lamer Boulevard to the left an are distance of 17.50 feet, the sub-chord of which arc bears N. $39^{\circ} 58^{\prime} \%$. 17.50 feet to the point of tamgency of naid curve;

THENCE N. $40^{\circ} 25^{\prime} \mathrm{M}$. $52.8^{4}$ feet to the point of curvature of a curve having an intersection angle of $14^{\circ} 461$, a tangent distance of 369.82 feet. and a radius of 2853.93 feet;

TEHNCE following said curving east line of Lamar Boulevard to the right an are distance of 160.93 feet the sub-chord of which aro bears N. 38048'W. 160.91 feet to an iron pipe on the point of compound curvature between the aforementioned curte and a curve having an intersection angle of $123_{0} 0^{\prime}$, a tangent distance of 100.78 feet, and a rajitus of 57.00 feet, said curve being the pronosed south line of West 19th street;

THENCE following said curving proposed south line of West 19th Street to the right an arc aistance of 38.54 feet, the sub-cherd of which arc bears N. $17^{\circ} 49^{\circ} \%$. 37.84 feot to the point of beginning.
and Be It Further Resolved by the City Council of the City of Austin:
That the City Attorncy be and he is hereby authorized and directed to prepare an ordinance vacating and closing an abandoned portion of Shoal Creek Boulepard, which orainance the City Council will adopt vacating and closing the following described portion of said Shoal Creek Boulevard:

Two (2) tracts of land, each being out of and a part of a certain street known as Shoal Creek Boulevard in the City of Augtin. Travis County. Texas, and also being out of and a part of that certain tract of land out of Outlots 12 andl3. Division of the Government Outiots adjoining the Original City of Austin. Travis County, Texas, accorcine to a map or plat of said Government Outlots on file in the General LandOffice of the State of Tezas; which was conveyed to the City of Austin, Texas, by deed dated April 26, 1932, of record in Volume 480, at page 203, of the Deed Recorde of Trevis County. Texse, the tract of land herein referred to as Ro. I containing 0.514 of one acre of land and the tract of land hereinafter referred to as No. 2 containing 0.311 of one acre of land, each of said tracts of land being more particularly described by metes and bounde as follows:

TRACM 120. 1:
BEGLFNING at an ircn pipe set in concrete on the east line of Shoal Creek Boulevard and on the most westerly corner of Lot 15 of Vance Fark, accoriing to a map or plat of said Vance Fark of record in 3ook 4. at pege 336 , of the Flat Records of Travis County, Texas;
 the west line of Shoal Creek Boulevard, said west line of Shoal Creek Boulevard being a curve whose intersection s.ngle is $14^{\circ} 181$, whose tangent distance is 94,98 feet, and whose radiug is 757.18 feet;

THENCS following said curving line to the left an arc distance of 94.14 feet, the sub-chord of which arc bears \$. 39042'K. 94.08 feet to an iron pipe on the point of tangency of said curve;

THGNCE continuing with the west line of Shoal Creek Boulevard, $\mathrm{N} .43^{\circ} 16$ \% \% 172,24 feet to an fron pipe on the proposed south ifne of West 19th Street, said propesed south line being a curve whose intersection angle is 121001'. whose tangent distance is 100.78 feet, and whose redius is 57.00 feet;

THENCS following said curving line to the right an arc 01 stance of 81.85 feet, the sub-chord of which arc
 of tangency of saf d curve;

THANCE continuing with the proposed south line of West 19th Street, $11.83491 \%$ 。 6.56 feet to an iron pipe on the east line of Shoal Greek Boulevard.

THENCE with the east line of Shool Creek Boulevard. S. $43^{\circ} 16^{\prime}$ g. 173.56 feet to the point of curvature of a curve heving an intersection angle of $14^{\circ} 18^{\circ}$, a tangent distance of 91.70 feet, and a radius of 731.01 feet;

THMOR following said curving line to the right an arc distance of 98.15 feet, the sub-chord of which arc bears S. 39020' 7.98 .08 feet to the point of beginning;

MFACT NO. 2:
BEGINNING at a concrete menument at the point of intersection of the present south line of West l9th Strest with the east line of Shoal Creek Boulevard. said east line of Shoal Creek Boulerard being a curve whose intersectiok engle is $13^{\circ} 17^{\prime}$, whose tangent distence is 70.47 feet and whose radius is 605.34 feet:

THRNCK following aid curving ine to the left an arc distance of 140.27 feet, the sub-chord of which are bears s. $36^{\circ}$ 381 In. 139.96 feet to an iron pipe on the point of tangency of seid curve;

THMOCN continuing with the east line of Shoal Creek Boulevard, S. $43^{\circ} 16^{1}$. 240.30 feet to an iron pipe on the proposed north ilne of West lith Street;

THENCE with the proposed north line of West 19th Street. S. $83049^{\prime}$. 42.01 feet to the point of curvature of a curve having an intersection angle of $63^{9} 46^{1}$, a tangent distance of 45.88 feet and a radius of 73.75 feet;

THIHCE following said curving line to the right an arc distance of 82.08 feet, the long chord of which arc bears N. $64^{\circ} 18^{\circ}$ W. 77.93 feet to an tron pipe on the point of compound curvature between the aforementioned curve and a curve having sn intersection angie of $14^{046}$ : a tangent distance of 369.82 feet, and a radius of 2853.93 feet, sald curve being the east line of Lamar Boulevard;

THMNCE following the curving east line of Lemex Boulevard to the right an are distance of 300.92 feet. the sub-chord of which are bears N. $29^{\circ} 25^{\circ} \mathrm{W} .300 .78$ feet to an fron pipe on the present south line of West 19th Street:

THRACE with the present south line of West 198 h Street. S. $70^{\circ} 07^{\circ} \mathrm{IF}$. 12.07 feet to the point of beginning.

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

Ayes : Councilmen Bartholomew, Class, Johnson, Mayor Miller
Nees: None
Present but not voting: Councilman Long

Upon motion, seconded and carried, the meeting was then recessed, subject to call of the Mayor.


