

Councilman Mueller moved that the Council recess, subject to call of the Mayor. Motion was seconded by Councilman Pannell, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none; Councilman Reed absent.

The Council then recessed.

Approved: *J. H. McFadden*
Mayor.

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, July 17th, 1930.

The Council was called to order by the Mayor. Roll call showed the following members present: Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; absent, none.

The Minutes of the last meeting were read and Councilman Pannell moved the adoption of same as read. Motion was seconded by Councilman Mueller, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

B. H. Williams, Agent for Gulf Refining Company, appeared before the Council and requested that said Company be allowed to install grates for the disposal of waste water from their filling stations instead of connecting direct to the city's storm sewers. After a discussion of the matter, Councilman Reed moved that the request be denied and said Company be required to make connection in accordance with city regulations governing gasoline filling stations. Motion was seconded by Councilman Steck and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor announced that the hearing of property owners and other interested parties with reference to the improvement of the following streets:

WEST SIXTH STREET from the west line of West Lynn Street to the west line of the International Great Northern Railway Company's right-of-way, known and designated as Unit or District No. 58;

EAST AVENUE from the south line of East Sixteenth Street to the south line of East Nineteenth Street, known and designated as Unit or District No. 50;

EAST AVENUE from the south line of East Nineteenth Street to the north line of East Twenty-third Street or Manor Road, known and designated as Unit or District No. 51;

EAST SIXTEENTH STREET from the west line of Sabine Street to the east line of Navasota Street, known and designated as Unit or District No. 52;

NUECES STREET from the north line of West Sixth Street to the south line of West Nineteenth Street, known and designated as Unit or District No. 54;

SOUTH CONGRESS AVENUE from the north line of Nellie Street to Bouldin Creek or Station 31-51.1, known and designated as Unit or District No. 57;

which was continued from the last regular meeting would now be opened. Thereupon the following interested party appeared to protest:

On South Congress Avenue from Nellie Street to Bouldin Creek:

Edward White protested against the proposed 76-foot width street and asked that same be made 90 feet instead.

No other property owners or interested parties desiring to be heard, the Mayor thereupon laid before the Council the following ordinance:

ORDINANCE CLOSING HEARING AND LEVYING ASSESSMENTS FOR PART OF THE COST OF IMPROVING PORTIONS OF WEST SIXTH STREET AND SUNDRY OTHER STREETS IN THE CITY OF AUSTIN, TEXAS, FIXING A CHARGE AND LIEN AGAINST PROPERTY ABUTTING THEREON AND AGAINST THE OWNERS THEREOF, PROVIDING FOR COLLECTION OF SUCH ASSESSMENTS AND THE ISSUANCE OF ASSIGNABLE CERTIFICATES IN EVIDENCE THEREOF.

The above ordinance was read the first time and Councilman Pannell moved that the rule be suspended and the ordinance passed to its second reading. Motion was seconded by Councilman Mueller, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The ordinance was read the second time and Councilman Pannell moved a further suspension of the rule and the placing of the ordinance on its third reading. Motion was seconded by Councilman Mueller, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The ordinance was read the third time and Councilman Pannell moved that same be finally passed. Motion was seconded by Councilman Mueller, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following ordinance:

ORDINANCE CLOSING HEARING AND LEVYING ASSESSMENTS FOR PART OF THE COST OF IMPROVING PORTIONS OF NUECES STREET IN THE CITY OF AUSTIN, TEXAS, FIXING A CHARGE AND LIEN AGAINST PROPERTY ABUTTING THEREON AND AGAINST THE OWNERS THEREOF, PROVIDING FOR COLLECTION OF SUCH ASSESSMENTS AND THE ISSUANCE OF ASSIGNABLE CERTIFICATES IN EVIDENCE THEREOF

The above ordinance was read the first time and Councilman Pannell moved that the rule be suspended and the ordinance passed to its second reading. Motion was seconded by Councilman Mueller and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The ordinance was read the second time and Councilman Pannell moved a further suspension of the rule and the placing of the ordinance on its third reading. Motion was seconded by Councilman Mueller, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The ordinance was read the third time and Councilman Pannell moved that same be finally passed. Motion was seconded by Councilman Mueller, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

Mayor McFadden moved that South Congress Avenue from Nellie Street to Bouldin Creek be paved to a width of ninety (90) feet between curb lines. Motion was seconded by Councilman Mueller, and same prevailed by the following vote: Ayes, Mayor McFadden,

Councilmen Mueller, and Pannell, 3; nays, Councilmen Reed and Steck, 2.

The Mayor then laid before the Council the following ordinance:

ORDINANCE AMENDING AND CHANGING PLANS, METHODS AND CONTRACT FOR THE IMPROVEMENT OF A PORTION OF SOUTH CONGRESS AVENUE IN THE CITY OF AUSTIN, TEXAS, AND PROVIDING THE NECESSARY MATTERS INCIDENTAL THERETO.

The above ordinance was read the first time and laid over.

The Mayor laid before the Council the following resolution:

WHEREAS, a new street known as Le Grande Avenue has been staked off within the City of Austin and has been dedicated to public use; and

WHEREAS, no house numbers have ever been assigned by the City of Austin to the property abutting said Le Grande Avenue; and

WHEREAS, the City Engineering Department has presented a plan showing the proposed numbering scheme for houses and said plan has been reviewed and approved by the City Council; therefore,

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

That the various premises situated on the north and south sides of Le Grande Avenue from Melissa Lane to Hillside Drive, and the various premises situated on the north side of Le Grande Avenue from Hillside Drive to Newning Avenue, shall be numbered according to the numbers shown on the plat hereto attached marked 2-B-202, which plat is hereby made a part of this resolution:

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following resolution:

WHEREAS, a new street known as Bonniview has been staked off within the City of Austin, and has been dedicated to public use; and

WHEREAS, no house numbers have ever been assigned by the City of Austin to the property abutting said Bonniview; and

WHEREAS, the City Engineering Department has presented a plan showing the proposed numbering scheme for houses and said plan has been reviewed and approved by the City Council ; therefore,

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

That the various premises situated on the north and south sides of Bonniview from Melissa Lane to Hillside Drive shall be numbered according to the numbers shown on the plat hereto attached marked 2-B-202, which plat is hereby made a part of this resolution.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following resolution:

WHEREAS, a new street known as Melissa Lane has been staked off within the City of Austin, and has been dedicated to public use; and

WHEREAS, no house numbers have ever been assigned by the City of Austin to the property abutting said Melissa Lane; and

WHEREAS, the City Engineering Department has presented a plan showing the proposed numbering scheme for houses and said plan has been reviewed and approved by the City Council; therefore,

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

That the various premises situated on the east and west sides of said Melissa Lane between Academy Drive and Bonniview shall be numbered according to the numbers shown on the plat hereto attached marked 2-B-202, which plat is hereby made a part of this resolution.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following resolution:

WHEREAS, the Southwestern Bell Telephone Company has presented to the City Council tentative maps and plans showing the proposed construction of its pole lines in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Engineer; therefore,

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

THAT the Southwestern Bell Telephone Company be and the same is hereby permitted to construct its pole lines in the following streets:

(1) A telephone pole line in San Marcos Street from Holley Street to Spence Street, the center line of which pole line shall be 8 feet west of the east line of San Marcos Street and parallel thereto.

Be it understood that at least three (3) days notice must be given the City Engineer before beginning construction on the pole line described above in order that lines for same may be given, and that all damages whatever caused to existing utilities during the course of construction or maintenance of the pole line described above shall be paid for by the Southwestern Bell Telephone Company.

THAT the work and construction of said pole lines, including the excavation of the streets and the restoration and maintenance of said streets after said pole lines have been constructed shall be under the supervision and direction of the City Manager.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following resolution:

WHEREAS, the necessity exists of the installation of sanitary equipment and a sewage septic tank in connection with the Robert Mueller Airport office and property; and

WHEREAS, an estimate in the amount of \$303.79 has been submitted by the City Engineer and approved by the City Council; therefore,

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

That the sum of \$303.79 is hereby appropriated out of the Airport Bond Fund for the purpose of constructing and installing sanitary connections at the Robert Mueller Airport.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following resolution:

WHEREAS the baseball diamond at Barton Springs requires the expenditure of Fifty Dollars (\$50.00) for levelling; and

WHEREAS, gate receipts in an amount more than sufficient for the above purpose have been collected and deposited in the General Fund;

Therefore,

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

That the sum of Fifty Dollars (\$50.00) be and the same is hereby appropriated out of the General Fund for the purpose above specified.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following resolution:

WHEREAS, various parties residing on Academy Drive between South Congress Avenue and Blunn Creek have requested that their houses be numbered in accordance with the City of Austin's customary scheme of numbering; and

WHEREAS, no house numbers have ever been assigned by the City of Austin to the property abutting said Academy Drive between South Congress Avenue and Blunn Creek; and

WHEREAS, the City Engineering Department has presented a plan showing the proposed numbering scheme for houses and said plan has been reviewed and approved by the City Council; therefore,

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

THAT the various premises situated on the north and south sides of Academy Drive between South Congress Avenue and Blunn Creek shall be numbered according to the numbers shown on the plat hereto attached, marked 2-B-197, which plat is hereby made a part of this resolution.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following resolution:

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

THAT the sum of Three Thousand Dollars (\$3000.00) be and is hereby appropriated out of the Water and Light Fund, for the purpose of placing same to the job account of the United Engineers & Constructors, Inc., to be used for the payment of labor and materials in connection with construction for Water, Light and Power Department, under the terms of the contract between the City and said Company .

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following 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 purchase, in the name of the City of Austin, from Ben H. Powell, for the consideration of Six Hundred and Twenty-five (\$625.00) Dollars, a portion of Outlot 2, Division "E" of the Government Outlots adjoining the City of Austin, Travis County, Texas, particularly described by metes and bounds, as follows:

Beginning at an iron pipe stake in the limitation line between a tract of land owned by Mrs. L. H. Montgomery and a tract of land owned by Ben H. Powell, both tracts being a portion of Outlot 2, Division "E" of the government outlots of the City of Austin, Travis County, Texas, from which point of beginning an iron pipe stake at the intersection of the west line of West Avenue and the center line of West Tenth Street bears S. 70°38' E. 151.6 feet and N. 19°47' 501.7 feet, thence N. 70°38' W. 354.09 feet following the limitation line between said Montgomery and Powell tracts to an iron pipe stake on the east bank of Shoal Creek; thence S. 30°05' E. 58.6 feet following said east bank of Shoal Creek to a point on the division line between a tract of land owned by said Ben H. Powell and a tract of land owned by Hattie McIntyre; thence S. 71°23' E. 332.37 feet following the division line between said Powell and McIntyre tracts to a point; thence N. 18°47' E. 50.1 feet to the place of the beginning containing 0.404 acres of land;

said transaction to be made, provided that good title is shown upon examination by the City Attorney.

BE IT FURTHER RESOLVED;

That the sum of Six Hundred and Twenty-five (\$625.00) Dollars be and the same is hereby appropriated out of the Parks & Playgrounds Bond Fund to pay for said property, and that a warrant issue therefor.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following 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 purchase, in the name of the City of Austin, from Mrs. L. H. Montgomery, for the consideration of One Thousand and Fifty (\$1050.00) Dollars, a portion of Outlet 2, Division "E" of the Government Outlots adjoining the City of Austin, Travis County, Texas, particularly described by metes and bounds, as follows:

Beginning at an iron pipe stake in the limitation line between a tract of land owned by Ben F. Powell and a tract of land owned by Mrs. L. H. Montgomery, both tracts being a portion of Outlet 2, Division "E" of the Government Outlots of the City of Austin, Travis County, Texas, from which point of beginning an iron pipe stake at the intersection of the west line of West Avenue and the center line of West Tenth Street bears S. 70°38' E. 151.6 feet and N. 19°E. 501.7 feet, to-wit: thence N. 70° 38' W. 354.09 feet following the limitation line between said Montgomery and Powell tracts to an iron pipe stake on the east bank of Shoal Creek; thence N. 11°18' W. 94.0 feet with said east bank of Shoal Creek to an iron pipe stake in the limitation line between a tract of land owned by said Mrs. L. H. Montgomery and a tract of land owned by Lon A. Smith; thence S. 71° 01' E. 372.56 feet following said limitation line to an iron pipe stake; thence S. 0°04' E. 88.4 feet to the place of the beginning, containing 0.686 acres of land.

said transaction to be made provided that good title is shown upon examination by the City Attorney.

BE IT FURTHER RESOLVED;

That the sum of One Thousand and Fifty (\$1050.00) Dollars be and the same is hereby appropriated out of the Parks & Playgrounds Bond Fund to pay for said property, and that a warrant issue therefor.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following 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 purchase, in the name of the City of Austin, from First Baptist Church of Austin, Texas, for the consideration of Six Hundred and Fifty (\$650.00) Dollars, a portion of Outlet 2, Division "E" of the Government Outlots of the City of Austin, Travis County, Texas, particularly described by metes and bounds, as follows:

Beginning at an iron pipe stake in the existing fence between a tract of land owned by the First Baptist Church and a tract of land owned by R. A. Armstrong, both tracts of which being a portion of Outlet 2, Division "E" of the Government Outlots of the City of Austin, Travis County, Texas, and from which point of beginning an iron pipe stake at the intersection of the west line of West Avenue and the center line of West Tenth Street bears S. 70°45' E. 150.6 feet and N. 19° E. 674.7 feet, to-wit: thence N. 70°45' W. 283.81 feet following said existing fence to an iron pipe stake in the east bank of Shoal Creek; thence N. 3°44' W. 66.0 feet following said east bank of Shoal Creek to an iron pipe stake in the existing fence between a tract of land owned by said First Baptist Church, and a tract of land owned by Hattie McIntyre; thence S. 71°23' E. 309.04 feet following this fence to an iron pipe stake in the existing fence between said First Baptist Church tract, and a tract of land owned by W. A. Reese; thence S. 18°47' W. 64.1 feet to the place of beginning containing 0.425 acres of land;

said transaction to be made, provided that good title is shown upon examination by the City Attorney.

BE IT FURTHER RESOLVED:

THAT the sum of Six Hundred and Fifty (\$650.00) Dollars be and the same is hereby appropriated out of the Parks & Playgrounds Bond Fund to pay for said property, and that a warrant issue therefor.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following 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 purchase, in the name of the City of Austin, from W. A. Reese, for the consideration of One Hundred and Fifteen (\$115.00) Dollars, a portion of Outlet 2, Division "E" of the Government Outlots of the City of Austin, Travis County, Texas, particularly described by metes and bounds, as follows:

Beginning at an iron pipe stake in the existing fence between a tract of land owned by W. A. Reese, and a tract of land owned by the First Baptist Church, both tracts being a portion of Outlet 2, Division "E" of the Government Outlots of the City of Austin, Travis County, Texas, from which point of beginning an iron pipe stake at the intersection of the west line of West Avenue and the center line of West Tenth Street bears S. 71°23' E. 152.3 feet and N. 19° E. 609.7 feet, to-wit: thence N. 71°23' W. 52.9 feet following the existing fence between said First Baptist Church tract and said Reese tract, to an iron pipe stake in the southwest corner of said Reese tract; thence N. 19° E. 58 feet, following the existing fence between said Reese tract referred to above and a tract of land owned by Hattie McIntyre, to an iron pipe stake in the northwest corner of said Reese tract; thence S. 71°23' E. 52.9 feet following the existing fence between said Reese tract referred to above and a tract of land owned by Ben H. Powell to a point; thence S. 18°47' W. 58 feet to the place of the beginning containing 0.071 acres of land;

said transaction to be made, provided that good title is shown upon examination by the City Attorney.

BE IT FURTHER RESOLVED:

THAT the sum of One Hundred and Fifteen (\$115.00) Dollars be and the same is hereby appropriated out of the Parks & Playgrounds Bond Fund to pay for said property, and that a warrant issue therefor.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following 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 purchase, in the name of the City of Austin, from Hattie McIntyre, for the consideration of Five Hundred and Fifty (\$550.00) Dollars, a portion of Outlet 2, Division "E" of the Government Outlots of the City of Austin, Travis County, Texas, particularly described by metes and bounds, as follows:

Beginning at an iron pipe stake at the intersection of the existing fences between a tract of land owned by Hattie McIntyre, a tract of land owned by W.A. Reese and a tract of land owned by the First Baptist Church, all of which tracts being a portion of Outlet 2, Division "E" of the Government Outlots of the City of Austin, Travis County, Texas, from which point of beginning an iron pipe stake at the intersection of the west line of West Avenue and the center line of West Tenth Street bears S. 71°23' E. 205.2 feet, and N. 19° E. 609.7 feet, to-wit: thence N. 71°23' W. 256.14 feet following the existing fence between said McIntyre tract and said First Baptist Church tract as mentioned above, to an iron pipe stake on the east bank of Shoal Creek; thence N. 3°05' W. 62.6 feet following said east bank of Shoal Creek to a point; thence S. 71°23' E. 279.47 feet following the division line between a tract of land owned by said Hattie McIntyre and a tract of land owned by Ben H. Powell to an iron pipe stake in the northeast corner of said McIntyre tract; thence S. 19° W. 58 feet following the existing fence between said W. A. Reese tract and said Hattie McIntyre tract to the place of the beginning, containing 0.356 acres of land;

said transaction to be made provided that good title is shown upon examination by the City Attorney.

BE IT FURTHER RESOLVED;

THAT the sum of Five Hundred and Fifty (\$550.00) Dollars be and the same is hereby appropriated out of the Parks & Playgrounds Bond Fund to pay for said property, and that a warrant issue therefor.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following 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 purchase, in the name of the City of Austin, from Mrs. James Quinlan, for the consideration of Six Hundred Eighty Dollars (\$680.00), one and thirty-six one-hundredths (1.36) acres of land lying along Shoal Creek, in the City of Austin, Travis County, Texas, and more particularly described by metes and bounds as follows:

Beginning at an iron stake which is the most westerly corner of Lot or Block No. 2 of the Jones and Sedwick 87-acre Subdivision out of the George W. Spear Survey No. 7 in Travis County, Texas, said stake being also the most southerly corner of Lot or Block 3 of said Jones and Sedwick 87-acre Subdivision, said stake being also the most westerly corner of that 3.14 acre tract of land which was conveyed to the City of Austin by M. C. Parrish for park purposes;

Thence with the north line of that 3.14 acre tract of land which was conveyed to the City of Austin by M. C. Parrish N. $30^{\circ}15'$ E. according to the variation used in making the survey for James B. Quinlan, or N. $29^{\circ}55'$ E. according to the variation used in the description of the deed from M. C. Parrish to the City of Austin (this line, however, on the ground being one and the same) at 270.22 feet passing a corner of said Parrish tract of land, in all 287.7 feet to an iron stake;

Thence N. $28^{\circ}58'$ W. at 23.6 feet past an iron stake which is a corner of a 1.06 acre tract of land set apart for road purposes, in all 74 feet to an iron stake for an angle of said road tract of land;

Thence N. $52^{\circ}24'$ W. 18.1 feet;

Thence with the top of Shoal Creek Bluff S. $41^{\circ}26'$ W. 165.4 feet to an iron stake;

Thence with the top of the Shoal Creek Bluff S. $57^{\circ}11'$ W. 49.05 feet to an iron stake;

Thence with the top of the Shoal Creek Bluff S. $34^{\circ}36'$ W. 71.05 feet to an iron stake;

Thence with the top of the Shoal Creek Bluff S. $45^{\circ}47'$ W. 61.75 feet to an iron stake set upon the south boundary of Lot 3 of the Jones & Sedwick 87-acre Subdivision;

Thence S. $22^{\circ}59'$ W. 65.62 feet to an iron stake;

Thence with the top of the bluff of Shoal Creek, S. $49^{\circ}43'$ W. 43.9 feet;

Thence with the top of the bluff, S. $3^{\circ}2'$ E. 33.95 feet to an iron stake;

Thence with the top of the bluff S. $41^{\circ}28'$ W. 58.8 feet to an iron stake on the northeast line of Edgemont Addition and the southeast line of that tract of land which was conveyed to James Quinlan and wife by J. C. Bryant;

Thence S. $59^{\circ}24'$ E. 100.4 feet to a mark out in the rock in the center of Shoal Creek;

Thence up the center of Shoal Creek N. $36^{\circ}30'$ E. 193.05 feet to an iron stake on the south boundary line of Lot 3 of the Jones & Sedwick Subdivision of the George W. Spear League;

Thence S. $59^{\circ}9'$ E. 32.4 feet to the place of the beginning, containing 1.36 acres of land.

said transaction to be made, provided that good title is shown upon examination by the City Attorney;

BE IT FURTHER RESOLVED;

THAT the sum of Six Hundred Eighty Dollars (\$680.00) be and the same is hereby appropriated out of the Parks & Playgrounds Bond Fund to pay for said property, and that a warrant issue therefor.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following:

"Austin, Texas, July 17, 1930.

Hon. Mayor and City Council,
Austin, Texas.

Gentlemen:

We, your committee, on the application of Ronald Brydson, asking permission to erect and operate a drive-in filling station at the southwest corner of East Nineteenth Street and Salina Street, being Lot 5, Block 11, Outlot 37, Division "B" of the Government Outlots adjoining the City of Austin, Travis County, Texas, make the following report:

We, the Committee, recommend that this permission be granted 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 City Engineering Department for entrances and driveways, building plans to be approved by the City Building Inspector.
- (2) That ceiling of that portion of the building that extends over the driveways shall be covered with plaster on metal laths. Supports for portion extended over driveway to be supported by brick or reinforced concrete pillars.
- (3) That gasoline storage tanks and pumps and equipment used in connection therewith shall be of an approved type, and shall bear the label of the National Board of Fire Underwriters. All equipment to be installed in compliance with City and State regulations governing such installations. All equipment to be inspected and approved before being placed in service.
- (4) That gasoline pumps and other equipment used in connection with the operation of a gasoline filling station shall be so located that cars receiving service therefrom will not in any manner obstruct the sidewalk, street or alleyway. The pumps shall be at least ten feet inside the property line.
- (5) That electric lights only shall be used for lighting purposes, and all electric wiring shall be done in compliance with regulations governing the wiring of gasoline filling stations, and shall be approved by the City Electrical Department.
- (6) That "NO SMOKING" signs shall be displayed at all times, and no person shall be permitted to smoke or have any open flame on premises where gasoline is sold or stored.
- (7) That there shall be kept in an accessible place at all times, a chemical fire extinguisher for emergency use.
- (8) That provision shall be made to take care of waste oils and water by having same connected to a cess pool on the property of Ronald Brydson, connections to be made under the supervision of the City Health Department, and the station shall be so constructed that no waste oil or water shall cross the sidewalk area.
- (9) That a plan of the filling station herewith attached, marked Plan No. 2-H-93, indicates a layout of the driveways and the use of the City street and sidewalk which must be followed during construction.
- (10) That curbs and the ramps and portion of sidewalk shown in crayon color between the sidewalk and gutter and the gutter as shown on said plan 2-H-93, shall be constructed of concrete at the expense of the applicant.
- (11) That all gasoline pumps, tanks, equipment and piping connected thereto shall be inspected and approved by the City Plumbing Inspector.

CITY SAFETY COMMITTEE

By (Sgd) J. E. Woody, Fire Chief;
" R. F. Rockwood, Fire Marshal;
" Orin E. Metcalfe, City
Engineer.
" Tom Neal, Traffic Police
Captain;
" L. A. Palmer, City Plumbing
Inspector.

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

That permission shall be granted to Ronald Brydson, subject to the foregoing conditions and the present and future rules and regulations and ordinances of the

City of Austin, Texas, applying to or regulating drive-in gasoline filling stations, and said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that Donald Brydson, East Nineteenth and Salina Streets, has failed and refused and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following resolution:

RESOLUTION OF THE CITY OF AUSTIN, TEXAS, APPROVING THE CONTRACT AND BOND WITH L. E. WHITHAM & CO. FOR IMPROVING NUECES STREET AND SUNDRY OTHER STREETS AND ALLEY IN THE CITY OF AUSTIN, AND SETTING ASIDE A FUND TO PAY THE PORTION OF THE COST REQUIRED BY THE TERMS OF SAID CONTRACT TO BE PAID BY THE CITY OF AUSTIN.

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

That, whereas, the contract in writing between L. E. Whitham & Company and the City of Austin and the construction bond furnished by L. E. Whitham & Company for the improvement of the following streets, to-wit:

NUECES STREET from the north line of Twenty-Fourth Street to the south line of Twenty-Fifth Street, known and designated as Unit or District No. 29A;

NUECES STREET from the south line of Twenty-Fifth Street to the south line of Twenty-Eighth Street, known and designated as Unit or District No. 29B;

ALLEY in Block 59 from the east line of Trinity Street to the west line of Neches Street,

in the City of Austin, have this day been presented to the City Council for approval and, whereas, said contract and bond are in proper form and the securities on said bond are good and sufficient; and

Each unit or district shall be and constitute an entirely and wholly separate and independent unit of improvement, the same as if contracted for in separate and distinct contracts. The construction of said improvements in each separate unit or district shall be wholly independent of the construction in any other unit or district. The assessments to be levied in each unit or district shall be made according to the cost of the improvements in that particular unit or district and in accordance with the benefits accruing to the property by reason of said improvements in that particular unit or district, wholly and entirely independent of the cost and of the benefits accruing by reason of the improvements in any of the other units or districts; now, therefore,

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

THAT said contract and bond be and the same are hereby ratified, adopted and approved; and further,

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

That there be and is hereby set aside out of the proceeds of bonds issued and sold for that purpose now on hand available for street improvements a sufficient sum to defray all that portion of the cost of said improvements required by the terms of said contract to be paid by the City of Austin.

That this resolution shall take effect and be in force from and after its passage.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following ordinance:

ORDINANCE OF THE CITY OF AUSTIN, TEXAS, DETERMINING THE NECESSITY FOR LEVYING AN ASSESSMENT AGAINST THE PROPERTY AND THE OWNERS THEREOF ON NUECES STREET AND SUNDRY OTHER STREETS AND ALLEY IN THE CITY OF AUSTIN, FOR A PART OF THE COST OF IMPROVING SAID STREET AND FIXING A TIME FOR A HEARING OF THE OWNERS OR AGENTS OF SAID OWNERS OF SAID PROPERTY, OR OF ANY PERSONS INTERESTED IN SAID IMPROVEMENTS, AS PROVIDED BY THE CHARTER OF THE CITY OF AUSTIN, AND DIRECTING THE CITY MANAGER TO GIVE NOTICE OF SAID HEARING AND EXAMINING AND APPROVING THE ROLL OR STATEMENT OF THE CONSULTING ENGINEER, AND DECLARING AN EMERGENCY .

The above ordinance was read the first time and Councilman Mueller moved that the rule be suspended and the ordinance passed to its second reading. Motion was seconded by Mayor McFadden, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The ordinance was read the second time and Councilman Mueller moved a further suspension of the rule and the placing of the ordinance on its third reading. Motion was seconded by Mayor McFadden, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The ordinance was read the third time and Councilman Mueller moved that same be finally passed. Motion was seconded by Mayor McFadden, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

Councilman Mueller moved that the Council recess subject to call of the Mayor. Motion was seconded by Mayor McFadden, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Council then recessed.

Approved: *J. H. McFadden*
M a y o r .