

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

April 15, 1948

10:45 A.M.

Council Chamber, City Hall

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

Roll call

Present : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry

Absent : Councilman Bartholomew

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

The reading of the Minutes was dispensed with.

A large group of property owners and business men on Guadalupe Street, with Nick Hornsby and W. C. Schulle as principal spokesmen, came before the City Council and protested the proposed parallel parking for the east side of Guadalupe Street between 39th and 43rd Streets, declaring that, in their opinion, parallel parking was not the solution to the problem; and offered in lieu thereof the following suggestions: (1) that traffic lights be installed at 45th and Guadalupe Streets and in the center of Guadalupe Street at 41st Street to slow down the traffic, and two-hour angle parking on the east side and parallel parking on the west side of Guadalupe Street be established; and (2) that the matter be deferred until Lamar Boulevard and the interregional highway down East Avenue are completed in order to determine to what extent said highways will relieve Guadalupe Street of its traffic load. A petition signed by property owners, business men, customers, and taxpayers, who use the east side of Guadalupe Street from 19th to 45th Streets asking that angle parking be continued, was also received.

Following the discussion, in which it was pointed out that the change to parallel parking was being inaugurated by the State Highway Department under authority granted it in the uniform traffic code passed by the last Legislature, the group were advised that the City proposes to install traffic lights on Guadalupe Street at 45th Street and in the center of Guadalupe Street at 41st Street in the immediate future. The group then asked for two-hour parking limit on the east side of Guadalupe Street between 39th and 43rd Streets.

Pursuant to published notice thereof, the public hearing on the application of Paul O. Simms, Mrs. Mary Lee Miller, and Moore Conner to amend the Zoning Ordinance in the following particular :

To amend the USE designation of the following described property so as to change the same from "C" Commercial District to "C-1" Commercial District:

Lots 4 and 5, Block 36, Division "E", located at the northeast corner of Guadalupe and West 17th Streets, in the City of Austin, Travis County, Texas,

was duly opened.

The following persons appeared and spoke for the change substantially as follows:

Judge D. J. Pickle, Attorney for Paul O. Simms, applicant, declared that his client was asking for the change for the purpose of putting in a first-class restaurant and serve beer with the food.

The following persons appeared and spoke in opposition to the change substantially as follows:

Mrs. Fannie Woods, 1802 Lavaca Street, declared that as housemother for student boys at the University of Texas, she is in a position to know the bad influence it would have on her boys and is opposing it. She also presented a petition signed by residents in the neighborhood protesting the change.

Bill Young, student at the University of Texas, presented a letter from the Association of Housemothers at the University protesting the change.

Mrs. Lawrence Stevenson, representing the Council of Church Women, opposed the change.

Miss Ann Smith declared that as owner of four houses affected by the change, she opposed it on behalf of her tenants.

All property owners or other interested persons having been given an opportunity to be heard, Councilman Glass moved that the hearing be closed and the action of the Board of Adjustment be sustained and the change be denied. The motion carried by the following vote:

Ayes : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry
Noes : None
Absent: Councilman Bartholomew

Pursuant to published notice thereof, the public hearing on the application of Mrs. Samuel E. Gideon to amend the Zoning Ordinance in the following particulars:

To amend the USE designation of the following described property so as to change the same from "A" Residence District to "B" Residence District:

110'x171' off the south part of the north one-half of Block 64, Division "D", being on the west side of Salado Street between 26th and 28th Streets, in the City of Austin, Travis County, Texas,

was duly opened.

The following appeared and spoke for the change, substantially as follows:

E. L. Bauknight, attorney for Mrs. Samuel E. Gideon, proponent, plead for the change on the grounds that the property, by reason of its being surrounded by rooming houses, garage apartments, and fraternity houses, is undesirable for "A" Residence purposes.

The following appeared and spoke in opposition to the change, substantially as follows:

Mrs. Robt. A. Law, 2614 Salado Street, declared that Mrs. Gideon does not own the property, does not live on the street, and does not realize the danger to traffic on the street; that this matter has been up for discussion over a period of several years and unless it can be shown that conditions have changed and the street has been widened, Mrs. Gideon should not take up the time of the City Council and others by asking for the change; and, further, that to put more apartment houses there will lower the value of surrounding property.

Prof. Eduard Micek also protested the change.

Letters of protest from Mrs. Estelle Yarrell and Mrs. W. G. Franklin were also received.

All property owners or other interested persons having been given an opportunity to be heard, Councilman Johnson moved that the hearing be closed, and the action of the Board of Adjustment be overruled and the change be granted from "A" Residence District to "B-1" Residence District. The motion carried by the following vote:

Ayes : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry
Noes : None
Absent: Councilman Bartholomew

The City Attorney was thereupon instructed to prepare the necessary ordinance.

Landon Bradfield, representing the Real Estate Board, came before the City Council in regard to the application of the Missouri Pacific Railroad to build a platform with roof on their property at Lamar Boulevard and Third Street in lieu of the proposed new station, declaring that until the survey is made, the Board's attitude will be in opposition to any change in the railroad situation. He further requested that the Council order the survey and join with the Board in asking the Railroad Commission for action.

The above matter was postponed to a meeting of the City Council with the Real Estate Board and the Railroad officials at 3:00 P. M., Friday, April 16, for further discussion.

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A group of property owners, composed of M. H. Crockett, Moten Crockett, R. L. Slaughter, and others, came before the Council and protested against the proposed traffic islands to be installed in San Jacinto Boulevard between Park Place and Duval Street for better regulation of traffic. Further discussion of the matter was postponed to a meeting of the group with the City Manager on Wednesday, April 21, at 10:00 A. M.

The following report of the Board of Adjustment was received:

"ZONING BOARD OF ADJUSTMENT
AUSTIN, TEXAS
ZONING CHANGE RECOMMENDATION .

Applicant: Travis C. Cooke, J. W. Gregg, and Walter Wupperman.

I. Referred to the Board by the City Council on : April 1, 1948

II. Property affected:

That portion now zoned "A" Residence District of a tract of land fronting 755 feet on Koenig Lane for a depth of 200 feet, being west of Georgetown Road, and more particularly described in the attached application and shown on the attached plat.

III. To be changed

From : "A" Residence District and First Height and Area District

To : "C" Commercial District and First Height and Area District

IV. Considered by the Board on : April 13, 1948.

V. Parties appearing:

For : J. M. Patterson, Jr.

Against:None

VI. Action of the Board : Change recommended

For the following reasons:

1. The tract of land included in this application adjoins and extends westward from the E. W. Wupperman property which fronts on the Georgetown Road and which is classified as "C-1" Commercial and "C-2" Commercial, and has a frontage of 755 feet on Koenig Lane, facing for its entire length the City reservoir property.
2. The Board deemed that in view of the location of this property and the fact that it faces the City reservoir, it is not desirable for residential purposes and could be best utilized for commercial purposes which would have no adverse

effect on any property across Koenig Lane or adjoining it on the east.

(Sgd) H. F. Kuehne
Chairman. "

Councilman Glass moved that a public hearing on the foregoing change in zoning of Travis C. Cooke, et al, be called for Thursday, May 6, 1948, at 11:00 A. M. The motion carried by the following vote:

Ayes : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry
Noes : None
Absent: Councilman Bartholomew

The application of Lem Scarbrough, by W. W. Patterson, Attorney, for change in zoning, from "A" Residence District to "C" Commercial District, of Lots 13 and 14, Block 4, Highlands Addition, was received. Councilman Glass moved that the matter be referred to the Board of Adjustment for consideration and recommendation. The motion carried by the following vote:

Ayes : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry
Noes : None
Absent: Councilman Bartholomew

The application of W. W. Patterson for change in zoning, from "A" Residence District to "C" Commercial District, of Lots 3 and 4, Block 15, Highlands Addition, was received. Councilman Glass moved that the matter be referred to the Board of Adjustment for consideration and recommendation. The motion carried by the following vote:

Ayes : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry
Noes : None
Absent: Councilman Bartholomew

The application of D. Milicia, owner, and Calvin C. Riggs and W.P. Whited, lessees, for change in zoning, from "D" Industrial District to "C-1" Commercial District, of Lot 11, Pace Addition, Outlot 12, Division "O", located at 2713 East 5th Street, was received. Councilman Johnson moved that the matter be referred to the Board of Adjustment for consideration and recommendation. The motion carried by the following vote:

Ayes : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry
Noes : None
Absent: Councilman Bartholomew

The application of C. R. Sears for change in zoning, from "A" Residence District to "B-1" Residence District, of Lot 7, Block 12, Westfield "A" Addition, being the west 109 feet of said Lot 7, and located on the south side of Windsor Road west of Sharon Lane, was received. Councilman Johnson moved that the matter be referred to the Board of Adjustment for consideration and recommendation. The motion carried by the following vote:

Ayes : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry
Noes : None
Absent: Councilman Bartholomew

The application of A. F. White, by Robert B. Thrasher, Attorney, for change in zoning, from "A" Residence District to "C" Commercial District, of Lots 14, 15, and 16, in Block "M", Bouldin Addition, known as 900-902-904 West Mary Street, was received. Councilman Johnson moved that the matter be

referred to the Board of Adjustment for consideration and recommendation.
The motion carried by the following vote:

Ayes : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry
Noes : None
Absent: Councilman Bartholomew

The application of Fred W. Adams for change in zoning, from "A" Residence District to "C" Commercial District, of 61.58 feet facing on Fredericksburg Road just south of Barton Springs Road, was received. Councilman Glass moved that the matter be referred to the Board of Adjustment for consideration and recommendation. The motion carried by the following vote:

Ayes : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry
Noes : None
Absent: Councilman Bartholomew

The application of Mr. and Mrs. Walter F. Kuehne for change in zoning, from "B" Residence District to "C" Commercial District, of the north 64x138 feet of Lot Land 2, Block 141, Map 4, and south 96x138 feet of Lot Land 2, Block 141, Map 4, located at the corner of Sabine and East 11th Streets, was received. Councilman Thornberry moved that the matter be referred to the Board of Adjustment for consideration and recommendation. The motion carried by the following vote:

Ayes : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry
Noes : None
Absent: Councilman Bartholomew

Councilman Glass introduced the following ordinance:

AN ORDINANCE REGULATING THE OPERATION OF
MOTOR VEHICLES, MOTORCYCLES, MOTORBIKES,
MOTOR SCOOTERS, AND OTHER MOTOR-DRIVEN DE-
VICES OR VEHICLES, IN PUBLIC PLAYGROUNDS;
AND PROVIDING A PENALTY FOR VIOLATION.

The ordinance was read the first time and laid over.

Councilman Thornberry offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the City Manager be and he is hereby authorized and directed to accept in behalf of the City of Austin a deed from The Texas Evangelical Lutheran Synod of Missouri, Ohio, and other States, conveying to the City of Austin certain land for street right-of-way purposes in connection with the widening of Monroe Street on the north side between Brackenridge Street and Drake Avenue; and

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

That the City Manager be and he is hereby authorized and directed to cause the pavement on the north side of Monroe Street between Brackenridge Street and Drake Avenue to be widened and cause to be constructed necessary curbs, gutters, and sidewalks, all at a cost to the City of Austin of approximately \$1150.00.

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

Ayes : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry

Noes : None

Absent: Councilman Bartholomew

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Texas Public Service Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore,

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

That Texas Public Service Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

- (1) A gas main in AVENUE G, from a point 107 feet north of East 54th Street northerly approximately 72 feet, the centerline of which gas main shall be 14 feet west of and parallel to the east property line of said Avenue G.

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

- (2) A gas main in NEW YORK AVENUE, from a point 144 feet west of Cedar Avenue westerly $3\frac{1}{4}$ feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said New York Avenue.

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

- (3) A gas main in WRIGHTWOOD ROAD, from Ashwood Road to Bradwood Road, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said Wrightwood Road.

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

- (4) A gas main in KIRKWOOD ROAD, from Maplewood Road to Wrightwood Road, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said Korkwood Road.

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

- (5) A gas main in KIRKWOOD ROAD, from Wrightwood Road westerly approximately 1 block, the centerline of which gas main shall be 7.5 feet north of and parallel to the south

property line of said Kirkwood Road.

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

- (6) A gas main in MAPLEWOOD AVENUE, from East 38 $\frac{1}{2}$ Street to Wilshire Boulevard, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said Maplewood Avenue.

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

- (7) A gas main in ASHWOOD ROAD, from Maplewood Road to Wrightwood Road, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said Ashwood Road.

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

The Texas Public Service Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Texas Public Service Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments, they shall apply to the Department of Public Works not less than three (3) days before such information is required. The Texas Public Service Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

And that whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

That the work and laying of said gas mains, including the excavation in the streets and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchise granted to said Company by the City of Austin.

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

Ayes : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry

Noes : None

Absent: Councilman Bartholomew

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

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

THAT the City Council of the City of Austin hereby approves as a filling station site the property located at the southeast corner of the intersection of Chicon Street and East 19th Street, which property fronts 65 feet on East 19th Street and 75 feet on Chicon Street and being further known as the north 75 feet of Lot 1, Outlot 35, Division B, of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, and hereby authorizes the said W. C. Alff to construct, maintain and operate a drive-in filling station and to construct curbs, ramps, and sidewalks in conjunction therewith, subject to the same's being constructed in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations and plans; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this filling station after full compliance with all the provisions of this resolution, and said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic, and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said W. C. Alff has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

(Recommendations attached)

" Austin, Texas
April 15, 1948

Mr. Guiton Morgan
City Manager
Austin, Texas

Dear Sir:

We, the undersigned, have considered the application of W. C. Alff, for permission to construct, maintain, and operate a drive-in gasoline filling station and to construct commercial driveways in conjunction therewith, upon property located at the southeast corner of the intersection of Chicon Street and East 19th Street, which property fronts 65 feet on East 19th Street and 75 feet on Chicon Street and is known as the north 75 feet of Lot 1, Outlot 35, Division B, 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 W. C. Alff, 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 are no storm water drainage facilities in place adjacent to this property. The storm water and surface drainage from this filling station will have to be conveyed to a seep well to be constructed on the property of the applicant.

We recommend that W. C. Alff be granted permission to construct, maintain and operate said drive-in 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 the 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 and pumps 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, and shall be conducted by a pipe connection from said sand trap into a seep well located upon the property of the applicant.

(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-H-903.

(6) Expansion joints shall be constructed as shown upon the plan hereto attached marked 2-H-903, and shall be of the pre-moulded type.

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

Respectfully submitted,

(Sgd) J. E. Motheral
Director of Public Works

" J. C. Eckert
Building Inspector. "

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

Ayes : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry

Noes : None

Absent: Councilman Bartholomew

The following tabulation of bids for the construction of Filters at the Filtration Plant was submitted by the City Manager:

"FILTER PLANT ADDITION
Construction of Three Filters

<u>Bidder</u>	<u>Lump Sum</u>	<u>Cashier's Check or Bid Bond</u>	<u>Construction Time Working Days</u>	<u>Start of Work Within</u>
J. M. Odom General Contractor	\$ 7,365.00	\$400.00	23	10 days
E. B. Snead Construction Company	8,364.00	500.00	23	10 "
Moore Construction Co.	8,371.00	600.00	23	10 "
W. S. Conner	11,400.00	700.00	23	10 "
John Andrews	-no bid -			

Recommend the construction of the three additional Filters at the Filter Plant, Second and Nueces Streets, be awarded to J. M. ODOM, General Contractor, on the basis of the lowest and best bid.

(Sgd) Walter E. Seaholm
Director of Utilities

Approved:

(Sgd) Guiton Morgan
City Manager "

Councilman Johnson moved that the recommendations of the City Manager and the Director of Utilities be approved, and the contract be awarded to J. M. ODOM, low bidder, in the amount of \$7,365.00. The motion carried by the following vote:

Ayes : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry
Noes : None
Absent: Councilman Bartholomew

The following tabulation of bids for the construction of the Tennis Center at 24th Street and Shoal Creek Boulevard was submitted by the City Manager:

"April 13, 1948

Memorandum to : Guiton Morgan, City Manager

Memorandum from : J. E. Motheral, Director of Public Works

Bids were received this morning for the construction of the Tennis Center at 24th and Shoal Creek Boulevard. Separate bids were requested. Contract "A" covers all construction other than the buildings. Contract "B" covers the construction of the building, consisting of reinforced concrete grandstand and locker room. The bids were as follows:

Contract "A":

W. D. Anderson - - - - -	\$ 17,384.90
John Broad Construction Company- - - - -	20,526.59
W. S. Conner - - - - -	20,614.95
E. B. Snead Construction Company - - - - -	22,315.29

Contract "B": - Reinforced concrete grandstand and locker room :

John Broad Construction Company - - - - -	\$ 16,519.00
E. B. Snead Construction Company - - - - -	17,153.00
J. M. Odom - - - - -	18,747.00
W. D. Anderson - - - - -	19,070.00

We recommend that Contract "A" be awarded to W. D. Anderson for \$17,384.90, and that Contract "B" be awarded to John Broad Construction Company for \$16,519.00.

Attached is a letter from Mr. W. T. Caswell indicating his approval of the bid price on the grandstand.

(Sgd) J. E. Motheral

Approved:

(Sgd) Guiton Morgan
City Manager

(Letter attached)

" April 13, 1948

Mr. J. E. Motheral
Director of Public Works
City of Austin
Austin, Texas

Dear Mr. Motheral:

I hereby authorize you to sign the contract for my part of the Tennis Center which includes the building and grandstand.

(Sgd) W. T. Caswell "

Councilman Glass moved that the recommendations of the City Manager and the Director of Public Works be approved, and Contract "A" be awarded to W. D. ANDERSON, in the amount of \$17,384.90; and Contract "B" be awarded to JOHN BROAD CONSTRUCTION COMPANY, in the amount of \$16,519.00. The motion carried by the following vote:

Ayes : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry
Noes : None
Absent: Councilman Bartholomew

Councilman Glass offered the following resolution:

(RESOLUTION)

WHEREAS, in accordance with plans and specifications and pursuant to bids received, Mr. W. T. Caswell is donating to the City of Austin the building, consisting of locker rooms, shower rooms, and spectators' observation seats, and spectators' platform, in connection with the tennis center to be constructed on property of the City of Austin at 24th and Lamar; and

WHEREAS, the low bid of \$16,519 for said building is to be paid for by W. T. Caswell as a deed of gift; Therefore,

BE IT RESOLVED BY THE CITY COUNCIL:

That this resolution will express to Mr. Caswell on behalf of the City of Austin, the Recreation Department, the appreciation of all parties concerned, and that said gift is a permanent evidence of Mr. Caswell's great interest in tennis and the tennis players of Austin, and as an expression of this appreciation, this tennis center is hereby officially named the CASWELL TENNIS CENTER.

Councilman Glass moved that the above resolution be adopted, and that a metal plaque be placed at the Center. The motion carried by the following vote:

Ayes : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry
Noes : None
Absent: Councilman Bartholomew

The following report of the Board of Adjustment was received:

"ZONING BOARD OF ADJUSTMENT
AUSTIN, TEXAS
ZONING CHANGE RECOMMENDATION .

Applicants : Mrs. W. T. Hampton and A. D. Carroll

I. Referred to the Board by the City Council on : April 1, 1948

II. Property affected:

Lots 7, 8, and 9, of the W. A. Scott Subdivision of Swisher Addition, being located at the northeast corner of Brackenridge and Live Oak Streets.

III. To be changed

From : "A" Residence District

To : "B" Residence District

IV . Considered by the Board on : April 13, 1948

V. Parties appearing:

For : W. T. Hampton

Against:None

VI. Action of the Board : Change not recommended

For the following reasons:

1. This application is for a change of zoning on property under two separate ownerships for the purpose of erecting a triplex on the north portion, the applicant affirming that they could get more revenue from this than a duplex to help in paying for the property.
2. An examination of development in this neighborhood shows that the property is surrounded with "A" Residence uses and that the existing commercial district across Brackenridge Street to the west and that south of Live Oak Street is still developed for residential purposes, rather than commercial uses.
3. The Board deemed that there is no demand for multi-family housing in this area, which is developed principally with small homes and that this is not a proper location for a "B" Residence District, and further deemed that the present zoning as "A" Residence District would be more in harmony with the existing surrounding development and would more nearly meet housing needs in this area.
4. This application is for a small area not in conformity with

any general zoning plan and an intrusion into a developed residential area solely for the benefit of one property owner who could develop his property for a duplex and single family residence under the present zoning of this property.

(Sgd) H. F. Kuehne
Chairman "

At the request of the applicant, the setting of a date for a public hearing was deferred.

The City Manager reported that he had been advised by Bascom Giles that all of the property owners on East 38 $\frac{1}{2}$ Street from East Avenue east to the Railroad had signed up for the paving of this street. The City Manager was directed to proceed with the paving of said street as soon as the property owners have deposited with the City the money for their pro rata of the cost of such paving, including curb and gutter.

The application of WALLACE H. WORD, 4102 Clawson Road, for a license to operate as a taxicab a 1946 Model, 4-door Ford Sedan, Motor No. 99A-139425A, State License No. JC-873, duly approved by the City Manager, was submitted. Councilman Johnson moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry
Noes : None
Absent: Councilman Bartholomew

The application of LOUIS EDWARDS, Colored, 1702 East 19th Street, for a license to operate as a taxicab a 1946 Chevrolet Tudor Sedan, Motor No. DAA-320716, State License No. CJ-1913, duly approved by the City Manager, was submitted. Councilman Johnson moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry
Noes : None
Absent: Councilman Bartholomew

The application of JAMES E. HAIRE, Driskill Hotel, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Glass moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry
Noes : None
Absent: Councilman Bartholomew

The application of HENRY HAROLD LILES, 209 Franklin Boulevard, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Glass moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry
Noes : None
Absent: Councilman Bartholomew

The application of HARRY ERLE SHULTZ, 907-B West 21st Street, for a taxicab driver's permit, duly approved by the City Manager, was submitted.

Councilman Glass moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry

Noes : None

Absent: Councilman Bartholomew

The application of MIFFLIN ALEXANDER ELLISON, Colored, 1400 East 12th Street, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Glass moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry

Noes : None

Absent: Councilman Bartholomew

An appeal by LOUIS EDWARDS, Colored, 1702-B East 19th Street, on his application for a taxicab driver's permit, recommended for denial, was heard. After considering the facts in the case, Councilman Thornberry moved that appellant be granted a 90-days probationary permit to drive a taxicab, and that he report to the Chief of Police in the meantime. The motion carried by the following vote:

Ayes : Councilmen Glass, Johnson, Mayor Miller, Councilman Thornberry

Noes : None

Absent: Councilman Bartholomew

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

Approved: Tom Miller

MAYOR

Attest:

Helene M. Kellan

CITY CLERK