

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, September 22, 1932.

The Council was called to order by the Mayor. Roll call showed the following members present: Councilmen Alford, Gillis, Mayor McFadden, Councilman Mueller, 4; absent, Councilman Steck, 1.

The Minutes of the last meeting were read and Councilman Mueller moved the adoption of same as read. Motion was seconded by Councilman Alford and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilman Mueller, 4; nays, none; Councilman Steck absent, 1.

Prof. A. N. McCallum, Superintendent of the Austin Public Schools, and members of the School Board, appeared before the Council and presented the following written communication:

"Austin, Texas, September 22, 1932.

To the Honorable Mayor and City Council
of the City of Austin,
Austin, Texas.

Gentlemen:

The Board of Trustees of the Austin Public Schools passed the following resolution on September 22, 1932, by unanimous vote:

'BE IT RESOLVED by the Board of Trustees of the Austin Public Schools that we recommend that the corporate limits of the City of Austin be extended, for school purposes only, so as to embrace the territory out of the Esperanza Common School District No. 7, as set out in the petition presented herewith.'

Sincerely yours,

(Sgd) A. N. McCallum,
Superintendent of Schools."

Mayor McFadden moved that tentative approval of the above matter be given, pending a legal opinion from the City Attorney and a survey of said territory by metes and bounds to be made by the petitioners. Motion was seconded by Councilman Alford and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilman Mueller, 4; nays, none; Councilman Steck absent, 1.

The hearing on the proposal of the City Council to amend the Zoning Ordinance of the City of Austin in the following particulars:

(1) To amend the USE designation of Lots 1 and 2 of the Lauve Addition in Outlot 8, Division "Z" of the City of Austin, said property being located between 9 $\frac{1}{2}$ Street and 10th Street and extending from West Lynn Street west 120 feet, so as to change same from "A" Residence District to "C" Commercial District,

which was called for this day by published notice thereof, as required by the terms of the Zoning Ordinance, was opened.

The following report from the Board of Adjustment on the above matter was read:

"WHEREAS, the City Council, in accordance with the terms of the Zoning Ordinance, has submitted to the Board of Adjustment, for its consideration and recommendation, an amendment to the Zoning Ordinance providing for the change of the USE designation of Lots 1 and 2 of the Lauve Addition in Outlot 8, Division "Z" of the City of Austin, said property being located between 9 $\frac{1}{2}$ Street and 10th Street and extending from West Lynn Street west 120 feet, from "A" Residence District to "C" Commercial District; and

WHEREAS, the Board held a public hearing at the City Hall at 8:00 P. M. on September 13, 1932, at which the applicant for the change and a number of surrounding property owners presented arguments for and against the proposed change; and

WHEREAS, the appellant plead for the change on the grounds that his property was situated next to a "C" Commercial District with a public school on the other side, and that there now existed a "C" Commercial District on the opposite side of West Lynn Street

to the north of West 10th Street, and that he desired the change in order to permit the erection of a supply stand upon his property for the present, there now being a two-story residence upon the same; and

WHEREAS, the appellant did not indicate to what further commercial use he intended to put his property after the same were changed, leaving the character of its occupancy undetermined; and

WHEREAS, over 20 per cent of adjacent property owners within 200 feet of the property proposed to be changed appeared before the Board and vigorously protested the proposed change and presented a petition signed by 16 property owners protesting this change, as shown in Exhibit "A" attached hereto; and

WHEREAS, property owners protesting this change affirmed that there now exists a "C" Commercial District extending from West 10th Street to West 12th Street on the east side of West Lynn Street and from West 10th Street to Waterson Street on the west side of West Lynn Street, and that there are now several commercial buildings in this area and that the major portion of this area is yet undeveloped for commercial use and now occupied by small residences mostly occupied by negroes; and further affirmed that the present business now located in this area are sufficient to meet all the demands of this section of the City; and

WHEREAS, the owners of the residence property directly opposite the appellant's property opposed the change on the grounds that the character of the commercial use of the property was not indicated by the appellant and that, therefore, objectionable types of uses might be placed thereon which would depreciate the value of their homes and otherwise affect their comfort and welfare; and

WHEREAS, the Board carefully considered the proposed amendment in the light of all arguments presented and from a City planning point of view and according to fundamental principles of zoning and found objection thereto; therefore,

BE IT RESOLVED BY THE BOARD OF ADJUSTMENT OF THE CITY OF AUSTIN:

THAT the above amendment to the Zoning Ordinance and change in the USE DISTRICT map be and is hereby disapproved and not recommended to the City Council of the City of Austin for the following reasons:

1. That this application is for a single piece of property, no adjacent property owner joining in the petition.
2. That the majority of the adjacent and neighboring property owners are opposed to this change.
3. That in the judgment of the Board there now exists a neighborhood center zoned for commercial use and this locality, which is only partially developed as such, at present meets all the requirements of this community and that there does not appear to be sufficient demand at the present time for further extension of this business area, there being possible a considerable expansion before the present district is fully occupied.
4. That until such area is fully developed and the demand for additional commercial facilities is evident there is no justification for changing the USE designation of the appellant's property.

BOARD OF ADJUSTMENT,

(Sgd) H. F. Kuehne, Chairman. "

Mayor McFadden moved that the action of the Board of Adjustment as set forth in the above resolution, be sustained. Motion was seconded by Councilman Mueller and same lost by the following vote: Ayes, Mayor McFadden, Councilman Mueller, 2; nays, Councilman Alford and Gillis, Councilman Gillis stating that he voted nay for the reason that to deny the request for this change would be showing partiality, as the other side of the street is already zoned as Commercial "C" and he did not favor splitting a street in two in this manner, by having a Commercial "C" District on one side and a Residence "A" District on the other; absent, Councilman Steek, 1.

The Mayor laid before the Council the following resolution:

WHEREAS, the City Engineer of the City of Austin has presented a plan for the re-numbering of houses, which plan consists of the selection of block numbers for that area shown on a map named "House Numbering Revision - Area No. I", which map is marked 2-G-178; and

WHEREAS, the City Council of the City of Austin has favorably considered the block numbering scheme as presented and shown on said map; therefore,

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

THAT the plan of numbering of blocks of that area shown on the accompanying map named "House Numbering Revision - Area No. I", and marked 2-G-178, is hereby approved; said area being more particularly described by metes and bounds as follows:

HOUSE NUMBERING REVISION - AREA NO. I.

Beginning at the intersection of the east line of Comal Street and the north line of Rosewood Avenue;

Thence in an easterly direction following the north line of Rosewood Avenue to its intersection with the east City limit line;

Thence in a general northerly direction following the various courses of the City limit line to its intersection with the east line of East Avenue or Cameron Road;

Thence in a southerly direction following said east line of East Avenue or Cameron Road to its intersection with the north line of Christian-Fellman Addition;

Thence in a westerly direction following said north line of Christian-Fellman Addition to its intersection with the east line of Red River Street;

Thence in a southerly direction following said east line of Red River Street to its intersection with the north line of East Nineteenth Street;

Thence in an easterly direction following said north line of East Nineteenth Street to its intersection with the east line of Comal Street;

Thence in a southerly direction following said east line of Comal Street to the place of beginning.

BE IT FURTHER RESOLVED that the City Engineer of the City of Austin is hereby instructed to complete plans for renumbering of this area in accordance with the block numbering system hereby adopted.

The above resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilman Mueller, 4; nays, none

Mayor McFadden moved that in carrying out its program for a revision of the house numbering system and elimination of duplicate or similar street names, the City Council respectfully request the City Plan Commission to act on the matter of renaming of streets and to consult with the City Engineer relative to same. Motion was seconded by Councilman Gillis and same prevailed by the following vote: Ayes, Councilman Alford, Gillis, Mayor McFadden, Councilman Mueller, 4; nays, none; Councilman Steck absent, 1.

A letter from Geo. G. Grant, Director of Finance, to the City Manager, showing a correction in the figures of the revised budget of the Park Board for the year 1933, was read and referred to the Park Board.

The Mayor laid before the Council the following resolution:

WHEREAS, the improvements on State owned land in Plat No. 98, known as the Austin Municipal Amusement and Golf Association, are assessed on the Tax Rolls for the years 1930 and 1931 at a valuation of \$10,195.00 for each year; and

WHEREAS, it is deemed fair and equitable to reduce the valuation of same to \$5,100.00 for the taxable valuation of each of the years 1930 and 1931; now, therefore,

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

THAT the Tax Assessor and Collector be and he is hereby authorized to make an adjustment of the assessed valuation on said improvements for the years 1930 and 1931, reducing said valuation from \$10,195.00 to \$5,100.00.

The above resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilman Mueller, 4; nays, none; Councilman Steck absent, 1.

A letter from the property owners living on West Twenty-ninth Street between San Jacinto Boulevard and San Jacinto Park, asking for a change in the name of said street,

was read and referred to the City Plan Commission.

A statement of Receipts and Disbursements of the Parks and Playgrounds Bond Fund from January 1st to September 20th, 1932, prepared by the Director of Finance, was read and filed.

The Mayor laid before the Council the following:

"Austin, Texas, September 21, 1932.

City of Austin,
Austin, Texas.

Attention: Adam R. Johnson, City Manager.

Dear Sir:

With reference to the City water well at Blunn Creek, inasmuch as we have drilled this well to a total depth of 1900 feet and have not encountered the flow which was anticipated, and since we have taken the feasibility of going deeper up with the State and University geologists, it appears that it is practical to deepen the well in the neighborhood of 100 feet to encounter the last Trinity sand, which is reported by the geologists to produce the largest flow of water.

In as much as we have our equipment set up and the cost would not be so great, we will be willing to drill this additional footage for \$3.00 a foot plus casing.

Awaiting your reply, we are,

Very truly yours,

Layne-Texas Company,

By (Sgd) O. F. Jensen, Manager. "

"Austin, Texas, September 22, 1932.

Mr. Adam R. Johnson,
City Manager,
Austin, Texas.

Dear Sir:

The artesian well at Blunn Creek has been drilled to a depth of 1800 feet, as per original and extended contract with the Layne-Texas Company. In addition to this depth, the Layne-Texas Company has drilled an extra 100 feet without charge to the City of Austin. A small artesian flow has been secured, but it is insufficient to serve the City's purpose. By comparing the depth of this Blunn Creek well with the St. Edward's and the 5th and San Jacinto Streets' wells, we find that we lack from 30 to 50 feet of getting down to the depth of water secured in these other wells. We had hoped to secure artesian water from the same depth as reported in the Norwood well, but have failed to get sufficient water. There have been frequent reports that the information in relation to the Norwood well has not been very definite.

State geology officials have studied the log and cores of the Blunn Creek well and recommend that we should go a little bit deeper as there is not any record of any failure to ultimately secure artesian water in good quantity from the formation in which we are now drilling.

Various Park Board members have been advised of the conditions and have indicated that we should accept the proposition made by the Layne-Texas Company that they drill another 100 feet deeper, or to such depth (not to exceed 100 ft.) as may be necessary to secure artesian water for a revised price of \$3.00 per foot. In connection with this, additional casing or strainer will be required. There will be a probable additional cost above that already authorized by the City Council in the total sum of \$350.00. The following members of the Park Board have indicated that they favor an additional appropriation in the sum of \$350.00 for this purpose: W. T. Caswell, H. F. Kuehne, Gillespie Stacy, Orin E. Metcalfe, James A. Garrison, A. F. Martin, Mrs. Noyes D. Smith and Mrs. Herman Pressler.

Signed: Orin E. Metcalfe,
City Engineer. "

WHEREAS, the Park Board of the City of Austin has recommended the further development of the artesian well now under construction at Blunn Creek in South Austin; and

WHEREAS, the Park Board's recommendation has been reviewed and approved by the City Council; therefore,

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

THAT the additional sum of Three Hundred and Fifty Dollars (\$350.00) is hereby appropriated out of the Parks and Playgrounds Bond Fund for the purpose of the development of the artesian well at Blunn Creek in the South Austin park.

The above resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilman Mueller, 4; nays, none; Councilman Steck absent, 1.

An estimate prepared by Jas. A. Garrison, Superintendent of Recreation, showing the cost of constructing a playground on property owned by the City at Perdinales and Canterbury Streets, was read. Councilman Mueller moved that the matter be referred to the Park Board, with the recommendation that provision be made out of the remaining funds in the Parks & Playgrounds Bond Fund for establishing a playground at this location. Motion was seconded by Councilman Gillis and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilman Mueller, 4; nays, none; Councilman Steck absent, 1.

No further business coming before the Council, Councilman Alford moved to recess, subject to call of the Mayor. Motion was seconded by Mayor McFadden and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilman Mueller, 4; nays, none; Councilman Steck absent, 1.

The Council then recessed.

Approved: _____

J. H. McFadden
MAYOR.

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, October 6, 1932.

The Council was called to order by the Mayor. Roll call showed the following members present: Councilmen Alford, Gillis, Mayor McFadden, Councilman Mueller, 4; absent, Councilman Steck, 1.

The Minutes of the regular meeting of September 22nd were read and Councilman Gillis moved the adoption of same as read. Motion was seconded by Councilman Alford and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilman Mueller, 4; nays, none; Councilman Steck absent.

No quorum being present, the regular meeting of September 29th was postponed until October 6th.

T. H. McGregor and M. H. Reed appeared before the Council and submitted a proposal to convey to the City title to the bridge across Shoal Creek at Twenty-ninth Street, which is owned by them and associates, in exchange for the remission of certain city taxes owing by M. H. Reed. The Council deferred the matter to a conference with said parties at 8:00 P. M., Monday, October 10th, at which the City Manager, City Attorney and City Engineer were requested to be present.