

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, August 26, 1937.

The meeting was called to order at 10:40 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen C. F. Alford, C. M. Bartholomew, Simon Gillis, and Mayor Tom Miller, 4; absent, Councilman Oswald G. Wolf, 1.

The reading of the Minutes was dispensed with.

A committee from the Evangelical Free Church, at the corner of 17th and Colorado Streets, composed of the Reverend Eugene Wernberg and others, were granted permission to hold open-air religious services on the streets of the City at such locations as may be designated by them that would not create a traffic hazard, and were assured of the cooperation of the Police Department.

Councilman Gillis offered the following resolution:

"Austin, Texas
August 25, 1937

Mr. Guiton Morgan
City Manager
Austin, Texas

Dear Sir:

We, the undersigned, have considered the application of Ada I. Tieman, acting by and through August Tieman, owner of a tract of land facing 120 feet on the west side of the Lower Georgetown Road and extending back in a westerly direction a distance of 146½ feet, which property is out of and a part of the W. T. Achilles 5-acre tract of land out of the Geo. W. Spear League, and being within the City of Austin, Travis County, Texas, which property is located approximately one-half block south of Stark Street and being locally known as 5608 Lower Georgetown Road, sometimes called Fiskville Road, for permission to construct, maintain and operate a drive-in gasoline filling station and to construct curbs, ramps and commercial driveways in conjunction therewith upon the above described property, and we hereby advise that the following conditions exist:

The property upon which this filling station is to be located is designated as "A" Residence District, as shown upon the Zoning maps of the City of Austin.

There are no city storm sewers near this filling station site, therefore the drainage from this filling station should be concentrated into a seep well located upon the property of the applicant.

We recommend that Ada I. Tieman be granted permission to construct, maintain and operate said drive-in gasoline filling station and to construct curbs, ramps and commercial driveways 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 City Engineering Department for entrances and driveways, building lines to be approved by the City Building Inspector. That the applicant shall confer with the City Engineering Department 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 all construction of the filling station improvements shall be in accord with the building ordinance, the Zoning Ordinance, the Filling Station Ordinance, and in accordance with the ordinance prohibiting the disposal of commercial water or oils upon the City streets.

(3) That the grades of the station shall be such that no waste oils or water 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 to the nearest storm sewer at the expense of the applicant, or shall be concentrated into a seep well located upon the property of the applicant. Before commencement of any construction, the applicant shall apply to the City Engineer for an estimate of the cost of that portion of the storm sewer which will have to be built within any City street or alley and shall deposit in escrow a sum equal to said estimate with the City Finance Director.

(4) That all filling station improvements, pumps, 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 City Engineer's file number 2-H-560.

(5) Expansion joints shall be constructed as shown upon the plan hereto attached marked 2-H-560 and shall be of the pre-moulded type.

(6) That before use of said station the owner shall apply to the Building Inspector for final inspection when he considers that he has complied with all the requirements of the City.

Respectfully submitted,

(Sgd) J. E. Motheral
City Engineer

J. C. Eckert
Building Inspector. "

(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 situated on the west side of the Lower Georgetown Road, sometimes called the Fiskville Road, and being approximately one-half block south of Stark Street and being out of the W. T. Achilles 5-acre tract of land out of the Geo. W. Spear League within the City of Austin, Travis County, Texas, and hereby authorizes the said Ada I. Tieman, acting by and through August Tieman, to construct, maintain and operate a drive-in gasoline filling station and to construct curbs, ramps and sidewalks in conjunction therewith, subject to the same'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 Ada I. Tieman has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, 4; nays, none; Councilman Wolf absent, 1.

Councilman Alford offered the following resolution:

WHEREAS, the curb and sidewalk specifications of the City of Austin which have been previously adopted by the City Council of the City of Austin require that all curbs and sidewalks be constructed of concrete unless a special permit has been secured from the City Council of the City of Austin to construct curbs, sidewalks and ramps of other materials; and

WHEREAS, F. L. Hawkins, owner of Lot 9 and the south 10 feet of Lot 8, Block 8, of Section 2 of Pemberton Heights, a subdivision within the City of Austin, Travis County, Texas, which property abuts the west side of Harris Boulevard at a location north of Wathen Avenue, being locally known as 2518 Harris Boulevard, has requested the City Council of the City of Austin to grant permission to construct a flagstone walk from the curb line to the property line at the above described location; and

WHEREAS, the City Council of the City of Austin has investigated and approved the construction of said flagstone walk; therefore

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

THAT F. L. Hawkins, owner of Lot 9 and the south 10 feet of Lot 8, Block 8, of Section 2 of Pemberton Heights, a subdivision within the City of Austin, Travis

County, Texas, which property abuts the west side of Harris Boulevard at a location north of Wathen Avenue, being locally known as 2518 Harris Boulevard, is hereby granted permission to construct a flagstone walk from the property line to the curb line at the above described location and said walk is to be constructed under the supervision and direction of the City Engineer of the City of Austin and in accordance with lines and grades furnished by the Engineering Department of the City of Austin, and further subject to the following conditions:

That the stone shall be laid in a smooth and workmanlike manner and shall conform to the sidewalk grades and curb grades as given by the Engineering Department of the City of Austin in order that same will not create a hazard to pedestrians.

That the stone shall be placed upon a 4" concrete base and that all work within the City streets shall be done by a bonded sidewalk contractor and in accordance with the instructions and directions of the City Engineer of the City of Austin.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, and Mayor Miller, 4; nays, none; Councilman Wolf absent, 1.

Councilman Alford offered the following 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 SABINE STREET from East 20th Street north 109 feet, the centerline of which gas main shall be 32 feet east of and parallel to the west line of said Sabine Street.

Said gas main described above shall have a covering of not less than 2½ feet;

(2) A gas main in EAST 20TH STREET across Sabine Street intersection, the centerline of which gas main shall be 7½ feet south of and parallel to the north line of said East 20th Street.

Said gas main described above shall have a covering of not less than 2½ feet.

(3) A gas main in HOLLYWOOD AVENUE from a point 70 feet south of the south line of Concordia Avenue to a point 170 feet north of the north line of Concordia Avenue, the centerline of which gas main shall be 12½ feet west of and parallel to the east line of said Hollywood Avenue.

Said gas main described above shall have a covering of not less than 2½ feet.

(4) A gas main in WALLER STREET from Olive Street to Catalpa Street, the centerline of which gas main shall be 28 feet west of and parallel to the east line of said Waller Street.

Said gas main described above shall have a covering of not less than 2½ feet.

(5) A gas main in OLIVE STREET from Waller Street westerly 100 feet, the centerline of which gas main shall be 10 feet south of and parallel to the north line of said Olive Street.

Said gas main described above shall have a covering of not less than 2½ feet.

(6) A gas main in WOODLAND AVENUE from Summit Place westerly 60 feet, the centerline of which gas main shall be 24 feet south of and parallel to the north line of said Woodland Avenue.

Said gas main described above shall have a covering of not less than 2½ feet.

(7) A gas main in SUMMIT PLACE from Woodland Avenue north 6 feet, the centerline of which gas main shall be 7½ feet west of and parallel to the east line of said Summit Place.

Said gas main described above shall have a covering of not less than 2½ 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 City Engineering Department 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.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, and Mayor Miller, 4; nays, none; Councilman Wolf absent, 1.

Councilman Gillis offered the following resolution:

WHEREAS, S. D. Buratti, owner of Lot 1, Block 92, of the Original City of Austin, Travis County, Texas, which property abuts the east side of Red River Street at a location north of East 8th Street, and being locally known as 807 Red River Street, has made application to the City Council of the City of Austin for permission to construct one commercial driveway, 16 feet in width, across the east sidewalk area of Red River Street at the above described location, as shown upon the plan hereto attached marked 2-C-709, which plan is hereby made a part of said request; and

WHEREAS, the City Council of the City of Austin has favorably considered the granting of said request; therefore

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

THAT S. D. Buratti, owner of Lot 1, Block 92, of the Original City of Austin, Travis County, Texas, which property abuts the east side of Red River Street at a location north of East 8th Street, is hereby permitted to construct one commercial driveway 16 feet in width across the east sidewalk area of Red River Street at the above described location, subject to the construction of concrete ramps, curbs, driveways, sidewalks and expansion joints as shown upon the plan marked 2-C-709, which plan is hereby made a part of this resolution, and further subject to the conditions that all concrete curb, ramp and driveway construction done within the City streets shall be done by a bonded sidewalk contractor under the direction and supervision of the City Engineer of the City of Austin and in accordance with lines and grades furnished by the Engineering Department of the City of Austin.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, and Mayor Miller, 4; nays, none; Councilman Wolf absent, 1.

Councilman Alford offered the following resolution:

WHEREAS, the curb and sidewalk specifications of the City of Austin which have been previously adopted by the City Council of the City of Austin require that all curbs and sidewalks be constructed of concrete unless a special permit has been secured from the City Council of the City of Austin to construct curbs, sidewalks and ramps of other materials; and

WHEREAS, W. M. Floyd, owner of Lot 2, Block 6, of the University Park Addition, a subdivision within the City of Austin, Travis County, Texas, which property abuts the east side of Hollywood Avenue at a location north of 34th Street and being locally known as 3403 Hollywood Avenue, has requested the City Council of the City of Austin to grant permission to construct a flagstone walk from the curb line to the property line at the above described location; and

WHEREAS, the City Council of the City of Austin has investigated and approved the construction of said flagstone walk; therefore

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

THAT W. M. Floyd, owner of Lot 2, Block 6, of the University Park Addition, a subdivision within the City of Austin, Travis County, Texas, which property abuts the east side of Hollywood Avenue at a location north of 34th Street and being locally known as 3403 Hollywood Avenue, is hereby granted permission to construct a flagstone walk from the property line to the curb line at the above described location and said walk is to be constructed under the supervision and direction of the City Engineer of the City of Austin and in accordance with lines and grades furnished by the Engineering Department of the City of Austin, and further subject to the following conditions:

That the stone shall be laid in a smooth and workmanlike manner and shall conform to the sidewalk grades and curb grades as given by the Engineering Department of the City of Austin in order that same will not create a hazard to pedestrians.

That the stone shall be placed upon a 4" concrete base and that all work within the City streets shall be done by a bonded sidewalk contractor and in accordance with the instructions and directions of the City Engineer of the City of Austin.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, and Mayor Miller, 4; nays, none; Councilman Wolf absent, 1.

It was moved by Councilman Alford that the following named persons be granted taxicab driver's permits, in accordance with the recommendation of Roy J. Smith, Captain of Police, Traffic Division: Albert Lee Elam, 1006 Taylor Street; and Juan O. Escobedo, rear of 1007 East 6th Street. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, and Mayor Miller, 4; nays, none; Councilman Wolf absent, 1.

It was moved by Mayor Miller that H. I. Sites be granted a license to operate as a taxicab a 1929 model Ford Coupe, Engine No. A-2157944, State Highway License No. A-34163. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, and Mayor Miller, 4; nays, none; Councilman Wolf absent, 1.

The request of W. T. Achilles that his property on the Lower Georgetown Road recently annexed to the City be zoned as "C" Commercial District in order to permit the erection of a tourist camp in connection with a proposed gasoline filling station was referred to the City Manager for recommendation.

The complaint of J. C. Gartman that damages were sustained to his property on

Dam Boulevard by reason of the cutting of a ditch adjacent to same by the City was referred to the City Manager and City Engineer for attention.

The request of Geo. S. Dowell, Attorney for Mrs. E. P. Wilmot, for permission to erect the new building to be constructed by said client at the southeast corner of the intersection of West Eighth and Colorado Streets on the former building line, was heard and the matter was referred to the City Manager for investigation on the ground at 2:00 P. M., with said Attorney and the Architect and the Contractor for said building.

The following resolution was introduced:

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

THAT the certain resolution unanimously passed by the City Council on June 6, 1935, is hereby amended to provide as follows:

1. That the City Manager be, and he is hereby, authorized and directed to deposit funds of the City of Austin in the Capital National Bank, the American National Bank, and the Austin National Bank equal to the collateral which each of said banks may have either deposited or in trust for the benefit of the City of Austin as security for funds deposited with said banks respectively, and further providing that funds in excess of the aggregate amount of collateral or securities furnished by said banks shall be deposited in approximately equal amounts in each of the banks above specified.

2. That, whenever the total amount of funds of the City of Austin is less than the aggregate amount of the collateral furnished by the three banks, or whenever the amount on deposit with any bank is less than the collateral furnished by said bank, said bank or banks shall, upon written approval of the City Manager, be allowed to withdraw collateral in such amounts as may be requested and approved in writing, or said banks may, upon written request to the City Manager, withdraw securities deposited with the City or placed in trust for the benefit of the City, provided such securities are substituted by other securities acceptable to the City of Austin.

3. That the collateral hereinabove required may be the direct or indirect obligations of the United States Government, General Revenue Warrants of the State of Texas, City of Austin School Warrants, City of Austin Bonds, Travis County Bonds, or other municipal and county bonds; but in any event any and all of such collateral must be appraised and approved by the City Manager before being accepted as such, or such collateral may be deposited with the City Manager and placed in a safety deposit box of the City of Austin, or the bonds of any individual bank may be placed in trust for the City of Austin with any one of the other banks named.

4. All funds deposited by the City of Austin as provided for herein shall at all times be under the jurisdiction and control of the City Manager and the Finance Director and shall be subject to properly drawn checks of the City of Austin and are withdrawable at any time by the City of Austin.

This resolution rescinds and substitutes for the previous resolution referred to and is adopted by a full vote of the City Council on August 26, 1937.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, and Mayor Miller, 4; nays, none; Councilman Wolf absent, 1.

Upon motion, seconded and carried, the meeting was recessed at 11:50 A. M., subject to call of the Mayor.

Approved:

Tom Miller
Mayor

Attest:

Hallie McCallan
City Clerk.

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, September 2, 1937.

The meeting was called to order at 10:50 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen C. F. Alford, C. M. Bartholomew, Simon Gillis, Mayor Tom Miller, and Councilman Oswald G. Wolf, 5; absent, none.

The reading of the Minutes was dispensed with.

Mrs. G. E. Doss, 2103 Garden Street, presented a written request for a change in zoning of the property owned by her at the northwest corner of Chicon and Haskell Streets from "A" Residence District to "C" Commercial District.

The matter was referred to the Board of Adjustment for recommendation, and a public hearing on the same was called for September 23, 1937.

Councilman Alford offered the following 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:

A gas main in WEST 38TH STREET westerly 56 feet from a point 110 feet west of Oakmont Boulevard, the centerline of which gas main shall be 13½ feet south of and parallel to the north line of said West 38th Street.

Said gas main described above shall have a covering of not less than 2½ 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