

AN ORDINANCE TO REGULATE CHARGES FOR AMBULANCES OPERATING IN THE CITY OF FAYETTEVILLE  
AFFIXING A LICENSE CHARGE FOR SUCH OPERATION

THE COUNCIL OF THE CITY OF FAYETTEVILLE DO ORDAIN:

Section 13. Any Motor vehicle operated in the City of Fayetteville as an ambulance for hire shall charge not more than \$12.00 for transportation of each person on a single trip for one destination.

Section 14. The charge allowed in Section 13 shall include leg and arm splints and first aid when such equipment and service are required and also use of resuscitator when required. When it is necessary to administer oxygen (in an amount up to 1,000 lbs.) a charge of \$3.00 may be made for such service.

Section 15. It shall be unlawful for any person to engage or use an ambulance and willfully not pay the charges and rates established by this ordinance.

Section 16. This ordinance is adopted in the interest of public welfare and shall be in full force and effect from and after its adoption.

Section 17. Adopted this 9th day of May 1960.

*George B. Herndon*  
Mayor

*Spencer H. Althoff*  
City Clerk

On recommendation of the Planning Board and on motion of Councilman Massei, seconded by Councilman Pate, public hearing was set for 8 p.m., June 13, on an amendment to the zoning ordinance to zone the Frank T. Edge property on Tokay Drive to residential 10.

On recommendation of the Planning Board and on motion of Councilman Massei, seconded by Councilman Pate, public hearing was set for 8 p.m., June 13, for rezoning an area on the west side of Cain Road. This property is known as Forest Hills Subdivision and was annexed on April 11, 1960. The Planning Board is recommending that it be zoned R-10.

On recommendation of the Planning Board and on motion of Councilman Massei, seconded by Councilman Pate, public hearing was set for 8 p.m., June 13, for zoning an area on Owen Drive that was annexed to the City on November 9, 1959. The Planning Board recommends that the area lying between Village Drive and Cape Fear Hospital property be zoned to local business and the area south of village Drive and west of Owen Drive be zoned as local business.

On recommendation of the Planning Board and on motion of Councilman Massei, seconded by Councilman Pate, public hearing was set for 8 p.m., June 13, for zoning an area on the south side of Morganton Road as residence 10. This is part of the VanStory subdivision which was annexed to the City on August 24, 1959.

Mr. Al Rumbough, Planning Director, presented a plat of Savoy Heights, Sec. II, for approval of the City Council. After some discussion, Councilman Massei moved that the plat be approved with the exception of Lot 1, Block G, on the condition that bonds requested by City Engineering Department be posted. Motion seconded by Councilman Rose and unanimously carried. On recommendation of the Planning Board and on motion of Councilman Pate, seconded by Councilman Plummer, final approval was given to resubdivision of Lots 21 thru 30 of Mrs. E. B. Monagan's Estate. This plat had been approved previously but had not been recorded within the time limit required.

Mr. Rumbough, Planning Director, presented a plat of VanStory Hills, Part II, Sec. III. On motion of Councilman Massei, seconded by Councilman Plummer, plat of VanStory Hills, Part II, Section III, was given unanimous approval as recommended by the Planning Board.

Mr. Bill Ashley of the Engineering Department informed the Council that their investigation shows that the cost for laying the sidewalk on Washington Drive would be approximately \$3.44 per foot or a total estimated cost of \$12,385.56. Because the cost is so great, the City Manager recommended that we check further with the property owners involved before proceeding with the project. Therefore, no action was taken by the City Council at this time.

On recommendation of the City Manager and on motion of Councilman Plummer, seconded by Councilman Pate, Mr. George Ernest Thompson was unanimously appointed as Plumbing Inspector.

The City Manager presented a petition from property owners on the south side of Nimocks Avenue requesting a sidewalk along that side of Nimocks Avenue from Cross Creek Street to Cool Spring Street. Councilman Plummer moved that the petition be accepted and put on the list for sidewalk construction. Motion seconded by Councilman Pate and unanimously carried.

Petition was presented for paving of Orange Street Circle and on motion of Councilman Plummer, seconded by Councilman Pate, the following ordinance was unanimously adopted:

PRELIMINARY RESOLUTION REQUIRING THE PAVING, PURSUANT TO PETITION, OF WEST ORANGE STREET

After careful study and consideration of the matter and of all pertinent facts and circumstances, including engineering and planning studies and advice, and in the exercise of its best legislative judgment, the City Council of Fayetteville, North Carolina, finds as fact that:

1) A petition, pursuant to North Carolina General Statute 160-82, et seq, has been filed with the City Council of Fayetteville, North Carolina, requesting the paving and other below described improvement of West Orange Street, and said petition is in due and sufficient form, containing a general description of the paving and other improvement proposed for said Street, and requesting that such paving and other improvement be made in conformity with the applicable provisions of law, and that the proportion of the cost of such paving and other improvement below specified be specially assessed against the property abutting on said Street, and said petition has been signed by at least a majority in number of the owners, who own at least a majority of all lineal feet of frontage, of the lands abutting on said Street.

and

2) The public interest, safety, convenience and general welfare requires the paving and other below described improvement of West Orange Street;

and

3) The property abutting on said street to be so paved and improved will be benefited by such pavement and improvement to the extent of the part of the cost thereof to be assessed, as stated below, against such abutting property;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA, DOES ORDER THAT:

1) All of that portion of West Orange Street which lies between Orange Street and East Orange Street, shall be paved (or repaved) and curbs and gutters laid thereon, the cost of such improvements (exclusive of so much of said cost as is incurred at street intersections) to be specially assessed in the amount of two-thirds thereof upon the lots and parcels of land abutting upon said improved street portions according to the extent of the respective frontage thereon, by an equal rate per foot of such frontage, to be paid after completion of such work and within thirty (30) days after notice of assessment, in cash with no interest, or in five equal annual installments, bearing annual interest at six (6%) per cent, payable annually.

2) A meeting of the City Council of Fayetteville will be held at the City Hall of Fayetteville at 8:00 P.M. on the 23rd day of May, 1960, on the proposed improvement(s) when all objections to the legality of making said proposed improvement(s) shall be made in writing, signed in person or by Attorney, and filed with the Clerk of the City of Fayetteville at or before such time, and any such objections not so made will be waived.

3) This RESOLUTION and ORDER shall be published once in THE FAYETTEVILLE OBSERVER, A newspaper published in the City of Fayetteville, ten (10) days before the time fixed for said meeting.

Adopted this 9th day of May, 1960, by the City Council of the City of Fayetteville, North Carolina.

*George B. Herndon*  
Mayor

*Spencer H. Althoff*  
City Clerk

The City Manager reported that paving assessment rolls are ready for publication on Cross Creek Street, Sam Cameron Avenue and Cool Spring Street. On motion of Councilman Pate, seconded by Councilman Massei, the following resolution was unanimously adopted:

RESOLUTION AND ORDER TO FILE AND PUBLISH PRELIMINARY ASSESSMENT ROLL FOR PAVING AND OTHER IMPROVEMENTS ON CROSS CREEK STREET, SAM CAMERON AVENUE, AND COOL SPRING STREET

After careful study and consideration of the matter and of all pertinent facts and circumstances including engineering and planning studies and advice, and in the exercise of its best legislative judgment, the City Council of Fayetteville, North Carolina finds as fact;