

5) This ORDINANCE shall be in full force and effect from and after the date of its adoption.

Adopted this 22nd day of August, 1960, by the City Council of the City of Fayetteville, North Carolina.

George B. Herndon
Mayor

Louis H. Zebert
City Clerk

Lake Shore Drive was advertised with the above named streets but Mr. Derb Carter pointed out to the Council that a very unusual situation exists on this street and his client, F.M. Averitte, feels that further consideration should be given by the members of the Council since there is nothing but Forest Lake and one side of the street. After considerable discussion, Councilman Massei moved that Lake Shore Drive be deleted from the above resolution and added to the next list of Streets to be advertised so the Council will have more time to check the request of Mr. Carter. Motion seconded by Councilman Plummer and unanimously carried.

On request of the City Manager and on motion of Councilman Massei, seconded by Councilman Plummer, the following resolution was unanimously adopted:

PRELIMINARY RESOLUTION REQUIRING THE PAVING, PURSUANT TO PETITION, OF WOODBINE AVENUE, SPRUCE STREET, LAKESHORE DRIVE, PRIMROSE DRIVE, AND GOLA DRIVE.

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 Woodbine Avenue, Spruce Street, Lakeshore Drive, Primrose Drive, and Gola Drive, 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, whom 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 Woodbine Avenue, Spruce Street, Lakeshore Drive, Primrose Drive and Gola Drive;

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 that portion of Woodbine Avenue which lies between Spruce Street and the City Limit line, Spruce Street which lies between Stamper Road and the City Limit line, Primrose Drive which lies between Broadell Drive and Gola Drive, Gola Drive which lies between Broadell Drive and the eastern boundry of Holly Springs, Part 5, Lakeshore Drive, the unpaved portion, 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 26th day of September 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 22nd day of August, 1960, by the City Council of the City of Fayetteville, North Carolina.

George B. Herndon
Mayor

Louis H. Zebert
Clerk

Mr. George Batchlor, Director of the Bureau of Identification, requested more office space in the City Hall for his Department. Mr. Batchlor stated that if more space cannot be provided the Bureau will have to be moved to another location as they have outgrown the space they now have. There was some discussion of possible available space in the City Hall but no definite decision was reached. Councilman Rose moved that the City Manager, Chief of Police and Mr. Batchlor, get together and decide on some solution to the problem and report back to the Council with a recommendation at the next meeting. Motion seconded by Councilman Pate and unanimously carried.

An ordinance was presented for Council consideration on regulating traffic movement and parking on certain streets in the downtown area.

Mr. Raymond Klien, Manager of Tyler's News and Camera Shop, presented petition in protest of the system. This petition was signed by a number of business firms of the Franklin Street area. Mr. Klein stated that the two hour meters allows too much time and recommended that 36 minute meters be installed with parking on each side of the street. He stated that the two hour meters and one-way traffic is very seriously effecting their business.

Mr. Joe Invernezzi, Manager of Hyman Supply Company stated that they have a problem of not only no parking but they do not have a loading or unloading zone and the large trucks that serve them cannot get into the small alley to the back of their store. They are not opposed to the one-way street but they would like the parking back and especially need a loading zone.

Mr. D. B. Herring, Attorney, representing the businesses in the 400 blk. of Hay Street asked for parking on Old Street on at least one side up to fifty or one hundred feet of the point of intersection of Hay Street. He stated that the businesses of that block have no way of having merchandise delivered to their places of business. He further requested that action of the Council on the proposed ordinance be deferred until public hearing can be held on the matter.

Councilman Plummer suggested that Mr. Davis, the traffic engineer, be asked to come to Fayetteville and make a field trip with the members of the Council to discuss his recommendations on the various streets. It was the opinion of the Council that the Chief of Police and Traffic Department that these businesses should be allowed loading and unloading privileges until such time as some solution can be worked out.

Mr. Robert Short of Major Appliance Company requested that parking be restored to both sides of Franklin Street. He feels that the parking lot of the M & P Store is the cause of most of the traffic problems at that end of Franklin Street.

On motion of Councilman Massei, seconded by Councilman Pate, the matter was deferred to the September 12 meeting.

On recommendation of the City Manager and on motion of Councilman Massei, seconded by Councilman Pate the following ordinance was unanimously adopted:

AN ORDINANCE RESPECTING TRESPASSES, ETC., IN CITY'S CEMETERIES

The City Council of the City of Fayetteville does ordain:

SECTION 1. No person shall go or be within or upon any cemetery or cemetery area in the City of Fayetteville except for the purposes related in good faith to the cemetery or cemetery area concerned, such as preparation for or participation in funeral or graveside ceremonies, maintenance or administration work, or visiting or viewing graves; and any person who shall go or be within or upon any such cemetery or cemetery area for purposes not related in good faith to such cemetery or cemetery area, as for example, for the purpose of parking, loafing, loitering, gambling, or consuming beverages of any kind, shall be in violation of this ordinance.

SECTION 2. This ordinance shall be in full force and effect from and after its adoption.

Adopted this 22nd day of August, 1960.

George B. Herndon
Mayor

Louis H. Zebert
City Clerk