

A public hearing having been duly advertised and there being no opposition present, and on motion by Councilman Rose, seconded by Councilman Rhodes, the Council unanimously adopted the following resolution:

PRELIMINARY RESOLUTION  
REQUIRING THE PAVING,  
WITHOUT A PETITION,  
OF  
ANN 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) The paving of Ann Street is necessary in order to connect streets already paved, to wit, Grove Street and Lamon Street;

and

2) The public interest, safety, convenience and general welfare requires the paving and other below described improvement of Ann 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 Ann Street which lies between Grove Street and Lamon Street, shall be paved 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, to be paid after completion of such work and within 30 days after notice of the 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 p. m. on the 11th day of September, 1961, 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 14th day of August, 1961 by the City Council of the City of Fayetteville, North Carolina.

M. W. Downs  
City Clerk

Robert H. Butler  
Mayor

On Planning Board matters; the Council, upon a motion by Councilman Plummer, seconded by Councilman Rhodes unanimously voted to follow the recommendation of the Planning Board and denied a request to rezone a tract at the corner of Glenwood Avenue and Bragg Boulevard from R-6 Residential to P-2 Professional.

Upon a motion made by Councilman Rose, seconded by Councilman Plummer, and unanimously carried, Council voted to follow recommendation of Planning Board and advertise a public hearing on the rezoning of an area adjacent to Eutaw Shopping Center from R-10 Residential District to C1P Shopping Center District with the exception of the strip along Stamper Road extending 150 ft. westward from Stamper Road and further excluding all of Lot 25 on western side of Stamper Road. Public hearing is set for October 9, 1961.

Upon a motion by Councilman Rhodes, seconded by Councilman Maness, the Council voted unanimously to follow recommendation of Planning Board to advertise a public hearing on October 9, 1961 for the initial zoning of Glendale Acres Subdivision newly annexed to the city on April 25 and May 8, 1961. R-10 Residential.

Upon a motion by Councilman Plummer, seconded by Councilman Maness, the Council voted unanimously to hold a public hearing on October 9, 1961, for the initial zoning of an area newly annexed to the city on June 10th, 1961 in the vicinity of Eden Cross and Cunningham Street. R-6 Residential.

Upon motion by Councilman Rhodes, seconded by Councilman Plummer, the Council unanimously approved, subject to City Engineer and PWC approval, to give final plat approval of Seabrook Hills, Section II Subdivision. This was recommendation by the Planning Board.

Upon motion by Councilman Plummer, seconded by Councilman Rose, the Council unanimously denied a petition for annexation to the city of an area on the Murchison Road. The tract is in the area of Jasper Street. *on Pennsylvania Ave.*

Taxicab driver permits were unanimously approved by the Council upon motion made by Councilman Rhodes, seconded by Councilman Plummer for the following persons as recommended:

Robert Ernest Fisher      Howard Claude Sheffield

Included in the motion and approved, was that an application from Robert V. Packer be referred to the Chief of Police for final action.

In regard to the E. J. Saunders building demolition matter, Building Inspector Bowen stated that his (Bowen's) recommendation to Mr. Saunders was being followed and that a demolition permit had been issued subject to the building being demolished and lot cleared of debris this week and that no action by the Council was necessary.

City Manager Ray read a letter from the Veteran's Administration, Washington, D. C., in the matter of the street paving petition from residents of Facility Drive which was discussed at an earlier meeting. The letter stated that the Veteran's Administration would not participate in the cost of the street paving by a ruling of the Comptroller General of the United States. Action was deferred on the Facility Drive paving petition until the Council's next regular meeting.

The committee appointed to study the swimming pool drainage question reported that in its opinion, no serious problem existed in view of the small quantity of water involved and recommended that no action be taken by the Council.

Upon motion by Councilman Rose, seconded by Councilman Plummer, the Council unanimously approved taking no action on the matter.

Upon motion made by Councilman Plummer, seconded by Councilman Rose, the Council accepted the resignation of C. E. Helbling from the Fire Department, effective August 27, 1961.

Councilman Rhodes moved that a request by Mitchell Enterprises of Durham, N. C., to hold a dance at Breece's Ballroom be approved for September 30, 1961 from 9:00 to 11:30 P. M. Motion was seconded by Councilman Plummer and carried unanimously.

A request from the Fayetteville Junior Chamber of Commerce for permission to conduct Christmas tree sales from approximately December 5 to December 24, 1961 at lots situated across from Fire Station #2 and next to Fire Station #4 was heard. The request was granted by the Council upon motion by Councilman Plummer, seconded by Councilman Maness.

Councilman Maness moved that a recommendation by the Police Department to install parking meters on Russell Street between Maxwell Street and Norfolk-Southern Railroad crossing be approved. The motion was seconded by Councilman Plummer and carried unanimously.

City Manager Ray advised the Council of a street paving contract bid opening at 2:30 P. M. on September 21, 1961.

City Manager Ray also advised the Council that two additional dump trucks had been secured for the Street Department and put into service today.

Councilman Rhodes suggested to Mayor Butler that a committee be appointed to study the question of additional pedestrian cross walk installations at various strategic locations in the city.

Mayor Butler appointed Councilman Rhodes and Councilman Maness and Chief of Police Worrell to the committee to report at a later meeting.

Councilman Plummer requested Mr. Ray Muench to present a preliminary resolution for adoption for sanitary sewer main installations on various streets in the Raleigh Road area.

Upon a motion made by Councilman Rose, seconded by Councilman Rhodes, the following resolution was unanimously adopted and a public hearing ordered advertised for August 25, 1961 at 8:00 P. M. at the Council's next regular meeting: