

Councilman Steck moved that the Mayor be instructed to write a letter to Governor Dan Moody inviting him to become a permanent citizen of the City of Austin upon the expiration of his term as Governor of Texas. Motion was seconded by Councilman Mueller, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none; Councilman Reed absent, 1.

The City Attorney was directed to draw a resolution remitting taxes for the year 1929 on property along Shoal Creek, being Lots Nos. 7, 8, 9, 13, 15, 16, 17, 18, 19, 20, 21, 22, 23, and 24, of Outlot 65, Division "E", Plat No. 58 from the Gorton Estate, which was bought from M. L. Morris for park purposes, in accordance with an agreement heretofore made by the Park Board.

Councilman Mueller moved that the Council recess, subject to call of the Mayor. Motion was seconded by Councilman Steck, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none, Councilman Reed absent, 1.

The Council then recessed.

Approved: *J. W. McFadden*
M a y o r .

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, January 8, 1931.

The Council was called to order by the Mayor. Roll call showed the following members present: Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; absent, none.

The Minutes of the last meeting were read and Councilman Pannell moved the adoption of same as read. Motion was seconded by Councilman Steck, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The application of Bailey & Armstrong to erect a combination gasoline warehouse and retail gasoline station at the northwest corner of Guadalupe Street and West Second Street was read, and Councilman Mueller moved that tentative approval of the site be given, pending plans and specifications for said station to be submitted to and approved by the Safety Committee. Motion was seconded by Councilman Pannell and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The application of J. T. Bowman and W. T. Caswell to construct a filling station at the southwest corner of West Avenue and West Twelfth Street was read the first time and referred to the Safety Committee.

The roll or statement of the Consulting Engineer, H. R. F. Helland, showing the estimated cost of improvements on Twenty-ninth Street from the west line of Rio Grande Street to the east line of Salado Street, District P-95, was read and ordered filed.

The Mayor laid before the Council the following resolution:

RESOLUTION APPROVING AND ADOPTING ESTIMATE OF THE COST OF IMPROVEMENTS AND OF AMOUNTS TO BE ASSESSED FOR IMPROVEMENTS ON A PORTION OF TWENTY-NINTH STREET AND PORTIONS OF SUNDRY OTHER STREETS IN THE CITY OF AUSTIN, TEXAS, FIXING TIME AND PLACE FOR HEARING TO THE OWNERS OF ABUTTING PROPERTY, AND DIRECTING THE CITY MANAGER TO GIVE NOTICE.

WHEREAS, the City Council of the City of Austin has heretofore ordered that the hereinbelow mentioned portions of highways be improved by raising, grading and filling and installing concrete curbs and gutters and by paving with 2 inch Warrenite Bitulithic Wearing Surface on a 5 inch concrete base, with necessary appurtenances, and contract therefor has been made and entered into with Southwest Bitulithic Company; and

WHEREAS, the City Council has caused the City Engineer to prepare and file estimates of the cost of such improvements, and estimate of the amounts per front foot proposed to be assessed against abutting property and the owners thereof, and such estimates have been examined.

Therefore,

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

I.

That such estimates be and they are adopted and approved.

II.

That it is hereby found and determined that the cost of improvements on each such portion of highway, with the amount or amounts per front foot proposed to be assessed for such improvements against the abutting property and owners thereof, on each such portion of street or highway are as follows, to-wit:

TWENTY-NINTH STREET from the west property line of Rio Grande Street to the east property line of Salado Street, known and designated as Unit or District No. P-95. Estimated cost of improvements is \$2274.52. Estimated amount per front foot to be assessed for curb and gutter is \$.70. Estimated amount per front foot to be assessed against abutting property and its owners for improvements exclusive of curb and gutter is \$3.191. Total estimated amount per front foot to be assessed against abutting property and its owners is \$3.891.

TWENTY-NINTH STREET from the east property line of Salado Street to the east property line of Shoal Crest Street, known and designated as Unit or District No. F-96. Estimated cost of improvements is \$9523.32. Estimated amount per front foot to be assessed for curb and gutter is \$.70. Estimated amount per front foot to be assessed against abutting property and its owners for improvements exclusive of curb and gutter is \$3.191. Total estimated amount per front foot to be assessed against abutting property and its owners is \$3.891.

III.

That a hearing be given and held by and before the City Council of the City of Austin, Texas, to all owning or claiming any property abutting upon any of said portions of streets and highways, as well as all owning or claiming any interest in any such property. Such hearing shall be given and held on the 22nd day of January, 1931, at 10:30 o'clock A. M., in the regular Council Meeting Room in the City Hall, in the City of Austin, Texas, and the City Manager is hereby directed to give notice of the time and place of such hearing, and of other matters and facts, in accordance with the terms and provisions of Article XXIV of the Charter of the City of Austin, which Article was added by amendment adopted at an election held on November 24th, 1928. Such

notice shall be by advertisement inserted at least three times in a newspaper published in the City of Austin, Texas, the first publication to be made at least ten days before the date of said hearing. Said notice shall comply with and be in accordance with the terms and provisions of said Article XXIV.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck,5; nays, none.

The Mayor laid before the Council the following:

"Austin, Texas, January 8, 1931.

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

Dear Sir:

We, the members of the Safety Committee of the City of Austin, have considered the application of J. V. Siegmund for a permit to construct and operate a gasoline filling station at the northwest corner of Barton Creek Road and South Congress Avenue.

We, the Safety Committee, recommend that said permit be granted subject to the following conditions:

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Amendment*

- (1) That all buildings and equipment shall be placed inside the property line, correct lines to be obtained before construction starts or equipment installed. Lines and grades to be obtained from the City Engineering Department for entrances and driveways, buildings plans to be approved by the City Building Inspector, sidewalk grades to be secured from the Engineering Department before commencing any building construction.
- (2) That ceiling of that portion of the building that extends over driveways shall be covered with metal. Supports for portion extended over driveway to be supported by brick or reinforced concrete pillars.
- (3) That gasoline storage tanks and pumps and equipment used in connection therewith shall be of an approved type, and shall bear the label of the National Board of Fire Underwriters. All equipment to be installed in compliance with City and State Regulations governing such installations. All equipment to be inspected and approved before being placed in service.
- (4) That gasoline pumps and other equipment used in connection with the operation of a gasoline filling station shall be so located that cars receiving service therefrom will not in any way obstruct the sidewalk, street or alleyway. That the pumps shall be at least ten (10) feet inside the property line, and that the length of all water hose shall be such that any water leaking from same can not reach the City sidewalk area, and that the length of all gasoline hose shall be such that a car desiring service can not be served while any portion of said car is on the City sidewalk area.
- (5) That electric lights only shall be used for lighting purposes, and all electric wiring shall be done in compliance with regulations governing the wiring of gasoline filling stations, and shall be approved by the City Electrical Department.
- (6) That "NO SMOKING" signs shall be displayed at all times and no person shall be permitted to smoke or have any open flame on premises where gasoline is sold or stored.
- (7) That there shall be kept in an accessible place at all times a chemical fire extinguisher for emergency purposes.
- (8) That the grades of the station shall be such that no waste oils or water or any floor washing 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-48, and shall be conducted by a pipe connection from said sand trap to the nearest City storm sewer at the expense of the applicant, or collect all of said grease and oils and conduct same to the Colorado River over property of other parties in accordance with arrangements to be made by J. V. Siegmund and said other parties. If J. V. Siegmund desires to connect to the City storm sewer he is hereby advised that the nearest storm sewer is at the northwest corner of Riverside Drive and South Congress Avenue, a distance of about 805 feet. If J. V. Siegmund decides to conduct his waste oils and waters to a City storm sewer he shall apply to the City Engineer before commencement of any construction 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.
- (9) That all adjacent walks, ramps, gutters and curbs shall be constructed of concrete before the station is used.
- (10) That the applicant shall construct all ramps, gutters and curbs in accordance with plan No. 2-G-153, which plan is hereby made a part of this resolution.

(11) That all gasoline pumps, tanks, equipment and piping connected thereto shall be inspected and approved by the City Plumbing Inspector and the mechanic employed by the applicant to install the gasoline equipment shall apply to the Plumbing Inspector for a special permit and shall give Plumbing Inspector sufficient notice when ready for inspection.

(12) That the applicant or the mechanic employed by the applicant to make the installation shall apply to the Inspector of Weights and Measures for inspection after the installation has been approved by the Plumbing Inspector.

(13) That before using said station the owner shall apply to the City Engineer for final inspection when he considers that he has complied with all of the requirements of the City.

CITY SAFETY COMMITTEE

(Sgd) J. E. Woody, Fire Chief;

R.F. Rockwood, Fire Marshal;

Orin E. Metcalfe, City Engineer;

Tom Neal, Traffic Police Captain;

L. A. Palmer, Plumbing Inspector. "

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

That permission shall be granted to J. V. Siegmund to construct and operate a gasoline filling station at the northwest corner of the intersection of Barton Creek Road and South Congress Avenue subject to the foregoing conditions and the present and future rules and regulations and ordinances of the City of Austin, Texas, applying to or regulating drive-in gasoline filling stations 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 proper police, traffic and fire regulations; and the right of revocation is retained, if, after hearing, it is found by the City Council that J. V. Siegmund has failed and refused and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none;

The Mayor laid before the Council 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 4 inch low pressure gas main in Speedway beginning at a point on an existing gas main, which point of beginning is 22 feet north of and 9 feet east of the intersection of the south line of Forty-fourth Street and the center line of Speedway; thence in a northerly direction, 9 feet east of and parallel to the center line of Speedway a distance of approximately one block to the north line of Forty-fifth Street. Said gas main described above shall have a cover of not less than 2 1/2 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 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 wherever pavement is out in the vicinity of a fire plug, water must be used at intervals during the course of back-filling 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 above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following resolution:

WHEREAS, the Southwestern Bell Telephone Company has presented to the City Council tentative maps and plans showing the proposed construction of its pole lines in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Engineer; therefore,

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

THAT the Southwestern Bell Telephone Company be and the same is hereby permitted to construct its pole lines in the following streets:

(1) A telephone line in West Twenty-eighth Street from Guadalupe Street to San Pedro Street, the center line of which telephone pole line shall be 9 feet south of and parallel to the north line of said West Twenty-eighth Street.

(2) A telephone pole line in Pearl Street from West Twenty-ninth Street south two blocks, the center line of which telephone pole line shall be 16.5 feet east of and parallel to the center line of said Pearl Street.

(3) A telephone line in West Thirty-eighth Street from Guadalupe Street to Speedway, the center line of which telephone pole line shall be 22 feet north of and parallel to the center line of said West Thirty-eighth Street.

(4) A telephone line in Grandview Avenue from West Thirty-first Street to West Thirty-second Street, the center line of which telephone pole line shall be 6.5 feet east of and parallel to the west line of said Grandview Avenue.

(5) A telephone line in Grandview Avenue from West Thirty-second Street to West Thirty-fourth Street, the center line of which telephone pole line shall be 13 feet west of and parallel to the east property line of said Grandview Avenue.

(6) A telephone line in West Thirty-fourth Street from King Street to Pratt Avenue, the center line of which telephone pole line shall be 11 feet south of and parallel to the north property line of said West Thirty-fourth Street.

(7) A telephone line in West Thirty-fourth Street from Guadalupe Street to King Street, the center line of which telephone pole line shall be 10 feet south of and parallel to the north property line of said West Thirty-fourth Street.

(8) A telephone line in San Pedro Street from West Twenty-eighth Street to West Twenty-eighth and a half Street, the center line of which telephone pole line shall be 1 foot east of and parallel to the west line of said San Pedro Street.

Be it understood by the Southwestern Bell Telephone Company that at least three (3) days' notice shall be given to the City Engineer before beginning construction of the pole line in San Pedro Street from West Twenty-eighth Street to West Twenty-eighth and a half Street in order that lines for same may be given.

That the work and construction of said pole lines, including the excavation of the streets and the restoration and maintenance of said streets after said pole lines have been constructed shall be under the supervision and direction of the City Manager.