

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, FEBRUARY 4, 1965, 8:30 AM.

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The regular meeting of the City Council was called to order by the Presiding Officer, Mayor W. W. McAllister, with the following members present: McALLISTER, CALDERON, JONES, KAUFMAN, COCKRELL, GATTI, PADILLA, PARKER and BREMER.

65-102 The invocation was given by Councilman Roland Bremer.

The minutes of the previous meeting were approved.

650103 First taken up was the hearing on Zoning Case No. 2340, to rezone Lots 35, 36 and 37, NCB 10927, located southeast of the intersection of Henderson Court and South Presa Street, from "B" Residence District to "E" Office District; and Lots 38 and 39, NCB 10927, located on the east side of South Presa Street, 165' south of Henderson Court, from "B" Residence District to "J" Commercial District.

Assistant Planning Director Bert Lawrence explained the proposed change which is in accordance with the agreed plan for this area, and which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition to the change.

On motion of Mr. Jones, seconded by Dr. Parker, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: McAllister, Calderon, Jones, Cockrell, Gatti, Padilla, Parker and Bremer; NAYS: None; ABSENT: Kaufman.

AN ORDINANCE 33,037

AMENDING SECTION 2 OF AN ORDINANCE ENTITLED "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN, ETC.," PASSED AND APPROVED ON NOVEMBER 3, 1938, BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 35, 36 AND 37, NCB 10927 FROM "B" RESIDENCE DISTRICT TO "E" OFFICE DISTRICT; AND LOTS 38 AND 39, NCB 10927, FROM "B" RESIDENCE DISTRICT TO "J" COMMERCIAL DISTRICT.

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65-104 Next heard was Zoning Case No. 2307, to rezone Lot 6, NCB 10600, located on the north side of I. H. 10 (U.S.Hwy. 90) 639.02' east of the T & NO Railroad, from "A" Residence District to "LL" Manufacturing District.

Assistant Planning Director Burt Lawrence explained the proposed change which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition to the change.

On motion of Mr. Gatti, seconded by Dr. Calderon, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: McAllister, Calderon, Jones, Gatti, Cockrell, Padilla, Parker and Bremer; NAYS: None; ABSENT: Kaufman.

AN ORDINANCE 33,038

AMENDING SECTION 2 OF AN ORDINANCE ENTITLED "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN, ETC.," PASSED AND APPROVED ON NOVEMBER 3, 1938, BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 6, NCB 10600 FROM "A" RESIDENCE DISTRICT TO "LL" MANUFACTURING DISTRICT.

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65e105 Next heard was Case No. 2308, to rezone Lot 34, NCB 3077, located on the north side of West Park Avenue, 150' west of San Pedro Avenue, from "D" Apartment District to "H" Local Retail District.

Assistant Planning Director Burt Lawrence explained the proposed change which was recommended by the Planning Commission.

No one spoke in opposition to the change.

On motion of Mr. Bremer, seconded by Mrs. Cockrell, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: McAllister, Calderon, Jones, Cockrell, Gatti, Padilla, Parker and Bremer; NAYS: None; ABSENT: Kaufman.

AN ORDINANCE 33,039

AMENDING SECTION 2 OF AN ORDINANCE ENTITLED "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN, ETC.," PASSED AND APPROVED ON NOVEMBER 3, 1938, BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 34, NCB 3077 FROM "D" APARTMENT DISTRICT TO "H" LOCAL RETAIL DISTRICT.

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65-106 Next heard was Case No. 2341, to rezone Lot 5B, NCB 894, located on the north side of Washington Street, 224' southwest of Saint Mary's Street, from "D" Apartment District to "E" Office District.

Assistant Planning Director Burt Lawrence explained the proposed change which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition to the change.

On motion of Dr. Parker, seconded by Mr. Gatti, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: McAllister, Calderon, Jones, Cockrell, Gatti, Padilla, Parker and Bremer; NAYS: None; ABSENT: Kaufman.

AN ORDINANCE 33,040

AMENDING SECTION 2 OF AN ORDINANCE ENTITLED "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN, ETC.," PASSED AND APPROVED ON NOVEMBER 3, 1938, BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 5B, NCB 894 FROM "D" APARTMENT DISTRICT TO "E" OFFICE DISTRICT.

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65-107 Next heard was Case No. 2351, to rezone Lot 17, Blk 25, NCB 10849, located on the south side of Alma Drive, 809.4' west of I. H. 410, from Temporary "A" Residence District to "B" Residence District.

Assistant Planning Director Burt Lawrence explained the proposed change which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition to the change.

On motion of Mr. Bremer, seconded by Mr. Gatti, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: McAllister, Calderon, Jones, Cockrell, Gatti, Padilla, Parker and Bremer; NAYS: None; ABSENT: Kaufman.

AN ORDINANCE 33,041

AMENDING SECTION 2 OF AN ORDINANCE ENTITLED "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN, ETC.," PASSED AND APPROVED ON NOVEMBER 3, 1938, BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 17, BLK 25, NCB 10849, FROM TEMPORARY "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT.

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65-108 Next heard was Case No. 2325, to rezone Lot 26, NCB 11714, located on the east side of Blanco Road, 847.1' north of the cutback to I. H. 410, from "A" Residence District to "F" Local Retail District.

Assistant Planning Director Lawrence explained the proposed change which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition to the change.

On motion of Mr. Gatti, seconded by Dr. Parker, the recommendation of the Planning Commission to grant the change in zone was approved by passage of the following ordinance, the vote being as follows: AYES: McAllister, Calderon, Jones, Cockrell, Gatti, Padilla, Parker and Bremer; NAYS: None; ABSENT: Kaufman.

AN ORDINANCE 33,042

AMENDING SECTION 2 OF AN ORDINANCE ENTITLED "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN, ETC.," PASSED AND APPROVED ON NOVEMBER 3, 1938, BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 26, NCB 11714 FROM "A" RESIDENCE DISTRICT TO "F" LOCAL RETAIL DISTRICT.

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65-110 Next heard was Case No. 2269, to rezone Lot 45, Blk 6, NCB 6554, located northeast of the intersection of Ridgewood Court and San Pedro Avenue, from "D" Apartment District to "E" Office District.

Assistant Planning Director Lawrence explained the proposed change which the Planning Commission recommended be approved by the City Council.

No one spoke in opposition to the change.

On motion of Mr. Padilla, seconded by Dr. Parker, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: McAllister, Calderon, Jones, Kaufman, Cockrell, Gatti, Padilla, Parker and Bremer; NAYS: None; ABSENT: None.

AN ORDINANCE 33,043

AMENDING SECTION 2 OF AN ORDINANCE ENTITLED "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN, ETC.," PASSED AND APPROVED ON NOVEMBER 3, 1938, BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 45, BLK 6, NCB 6554 FROM "D" APARTMENT DISTRICT TO "E" OFFICE DISTRICT.

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65-109 Next heard was Case No. 2285, to rezone the east 212' of Lot 17, NCB 10949, located on the west side of Clark Avenue, 309.2' south of Dauchy Road, from "B" Residence District to "F" Local Retail District.

Assistant Planning Director Burt Lawrence explained the proposed change which the Planning Commission recommended be approved by the City Council. He explained this hearing had been continued from December 31, 1964, in order for the Department of Planning and the Director of Traffic and Transportation to make a complete study of the matter as there was a dispute as to the ownership of the property in question, and also whether it was a public street.

Mr. Jimmy Colebank, the applicant, stated he had a guaranty title to the property and wanted it rezoned.

Mr. Alex Fraser, attorney for the opponents, stated the property is now in litigation and he had filed a suit and gotten an "agreed" injunction to stop Mr. Colebank from blocking the street.

City Manager Shelley, on a map, showed various possibilities for furnishing access to the property in the middle of the block. However, he stated, that this matter is in litigation and if it is decided that the property is a street, then it is a public street.

After discussion, the Mayor stated the City Attorney had advised that no action be taken on the zoning change until ownership of title is settled.

On motion of Mr. Gatti, seconded by Dr. Calderon, Zoning Case No. 2285 was continued for sixty (60) days. The motion carried by the following vote: AYES: McAllister, Calderon, Jones, Kaufman, Cockrell, Gatti, Padilla, Parker and Bremer; NAYS: None; ABSENT: None.

65-111 Next heard was Case No. 2279, to rezone Lot 3, NCB 11898, located southwest of the intersection of Terra Alta Road and Nacogdoches Road, from "E" Office District to "F" Local Retail District.

Assistant Planning Director Burt Lawrence explained the proposed change which the Planning Commission recommended be approved by the City Council.

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Mr. Jim Uptmore, representing the applicant, H. B. Zachry Properties, Inc., stated they had an option to lease the property for a service station which had now expired, but wanted the property rezoned to "F", which was the best use as there is "F" zoning on three sides. He stated he would provide screening on Terra Alta for protection of residents across the street and felt the change would not be detrimental to the properties.

Also speaking in favor of the change was Mr. John Holmgreen, 324 Terra Alta.

Speaking in opposition to the change were Mr. C. G. Shawd, 1718 Nacogdoches Road, Mr. Frank H. Oeding, 351 Terra Alta, Dr. J. J. Maniatis, 233 Terra Alta and Mr. Shewsun Lew, 99 Camellia.

After discussion of the proposed change, on motion of Mr. Gatti, seconded by Dr. Parker, the recommendation of the Planning Commission to grant the change in zone was approved by passage of the following ordinance by the following vote: AYES: McAllister, Calderon, Jones, Kaufman, Gatti, Padilla, Parker, and Bremer; NAYS: Cockrell; ABSENT: None.

AN ORDINANCE 33,044

AMENDING SECTION 2 OF AN ORDINANCE ENTITLED "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN, ETC.," PASSED AND APPROVED ON NOVEMBER 3, 1938, BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 3, NCB 11898 FROM "E" OFFICE DISTRICT TO "F" LOCAL RETAIL DISTRICT.

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The following ordinances and resolution were explained by members of the Administrative Staff and on motion made and duly seconded were each passed and approved by the following vote: AYES: McAllister, Calderon, Jones, Kaufman, Cockrell, Gatti, Padilla, Parker and Bremer; NAYS: None; ABSENT: None.

65-112

AN ORDINANCE 33,045

ACCEPTING THE BID OF TEXAS SCENIC COMPANY, INC., FOR THEATRICAL STAGE EQUIPMENT, ACCESSORIES AND RELATED APPARATUS FOR THE MUNICIPAL AUDITORIUM IN SAN ANTONIO, TEXAS, FOR A TOTAL OF \$21,269.00.

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65-113

AN ORDINANCE 33,046

AUTHORIZING PAYMENT OF \$4,185.68 OUT OF SPECIAL PROJECT ACCOUNT NO. 22-05-10 TO ORLANDO VOLPE, ARCHITECT, FOR PROFESSIONAL SERVICES RENDERED IN CONNECTION WITH PROPOSED IMPROVEMENTS TO THE GRAHAM BUILDING.

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65-114

AN ORDINANCE 33,047

APPOINTING DR. HERBERT CALDERON AS A MEMBER OF THE BOARD OF FIREMEN, POLICEMEN AND FIRE ALARM OPERATORS PENSION FUND TO FILL A VACANCY.

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65-115

AN ORDINANCE 33,048

GRANTING PERMISSION TO COMMERCIAL BODY CORP. TO ERECT A FENCE 7 FEET IN HEIGHT ON LOTS 5 AND 6, NCB 444.

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65-116

A RESOLUTION

APPOINTING RICHARD TENIENTE AS A MEMBER OF THE COMMUNITY RELATIONS COMMISSION TO FILL THE VACANCY CREATED BY THE RESIGNATION OF DR. HERBERT CALDERON.

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65-117

AN ORDINANCE 33,049

GRANTING PERMISSION TO MAX M. ALFARO TO ERECT A FENCE 8 FEET IN HEIGHT AT THE REAR OF HIS PROPERTY AT 513 FENFIELD AVENUE.

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65-75 At 10:00 A.M. a public hearing was held on the proposed annexation of a portion of Dewhurst Road, between Lemur Drive and Sullivan Drive, containing 2.89 acres of land.

Planning Director Steve Taylor described the area which the City of Balcones Heights had de-annexed and the City of San Antonio is annexing. This action is for the purpose of solving a maintenance problem on this street.

No one spoke in opposition.

Mayor Pro-Tem Gatti then declared the hearing closed and announced the first reading of the ordinance will be held on February 18th.

65-118 Mr. Glen Gardner, representing a delegation of Jaycees, presented to the City Council the final results of the Community Development Survey made by the San Antonio Junior Chamber of Commerce.

The Jaycees were thanked for their effort and interest in supplying the City with the attitude of the public on the development of San Antonio.

The Community Development Survey, as presented, is filed with the original copy of these minutes.

65-118 Mayor McAllister read a report from Dr. Wm. R. Ross, Director of Public Health, in which he stated the Board of Health had met and considered the "glue sniffing" problem and made the following recommendations:

"The Board of Health recommends passage of an ordinance controlling the sale, delivery, and gifts of model glues containing certain volatile solvents capable of producing 'intoxication' effects when inhaled, and making it illegal for individuals to indulge in the practice of inhaling such solvents or materials to obtain the 'intoxication' effects--with the responsibility for such illegal use by minors being placed directly upon the parents of such users.

The Board of Health also recommends that consideration be given to the Police Department reporting known numerical incidence of cases handled each year, together with pertinent information related to sex, age, and symptomatology, to the National Clearinghouse for Poison Control Centers, in order to facilitate better documentation of knowledge on the subject.

The Board further recommends that the City join efforts with other interested organizations now working with manufacturers toward the production of effective model glues not having the 'intoxication' effects of such glues presently in use."

The City Manager reported the City Attorney had prepared an ordinance as recommended by the Health Board, except for the matter of placing responsibility with parents. This could not be taken into consideration because of its legality.

City Attorney Sam Wolf stated it was legal to pass the ordinance as written because of the health hazard to the community.

Mayor Pro-Tem Gatti also recommended that all political entities in the County be urged to pass the same kind of ordinance.

The City Manager reported such a resolution had been prepared.

The City Clerk read the following ordinance:

AN ORDINANCE 33,050

PROHIBITING THE SALE, OFFER OF SALE, DELIVERY OR GIFT TO ANY PERSON UNDER 17 YEARS OF AGE OF CERTAIN TYPES OF GLUE AND CEMENTS; MAKING IT UNLAWFUL FOR ANY PERSON TO INHALE SUCH GLUES AND CEMENTS; PROVIDING FOR A PENALTY NOT EXCEEDING \$200 FOR VIOLATION AND DECLARING AN EMERGENCY.

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Mr. Remigio Valdez, President of the West Side Civic Action Group, stated his organization was behind the City Council on this matter and urged adoption of an ordinance prohibiting sale of glue to minors.

Mr. Charles Albidress, Sr., Chairman of PASO, and also representing the G. I. Forum, urged passage of the ordinance.

The Mayor also presented a letter from Edgewood Independent School District and affiliated organizations asking passage of such an ordinance.

After discussion by members of the Council, Mrs. Cockrell, stated that the ordinance comes as a recommendation of the Board of Health; it has the approval of the City Attorney and since the City Council had expressed itself favorably on the matter, she made a motion that the ordinance be adopted. Seconded by Dr. Calderon, the ordinance was passed and approved by the following vote: AYES: McAllister, Calderon, Jones, Kaufman, Cockrell, Gatti, Padilla, Parker and Bremer; NAYS: None; ABSENT: None.

The City Clerk then read the following resolution, and on motion of Mrs. Cockrell, seconded by Dr. Calderon, was passed and approved by the following vote: AYES: McAllister, Calderon, Jones, Kaufman, Cockrell, Gatti, Padilla, Parker and Bremer; NAYS: None; ABSENT: None.

A RESOLUTION

ASKING THE COOPERATION OF THE GOVERNING BODIES OF OTHER INCORPORATED CITIES AND TOWNS IN BEKAR COUNTY IN ABATING THE UNHEALTHFUL USE OF GLUES AND CEMENTS.

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65-121 Mayor McAllister informed the Council he had received a lengthy report by the City Public Service Board in response to a letter regarding paint contracting, submitted by Mr. Bill Levine, which the Mayor presented for the record.

Said report is filed with the original copy of these minutes. Copies also have been forwarded to Mr. Bill Levine and members of the City Council.

65-117 The following report was made by the City Manager's Office on petitions:

Petition of Max M. Alfaro, requesting permission to erect an eight (8) foot tin-plate fence at the rear of his property located at 513 Fenfield Avenue.

Our investigation reveals that purpose of this fence is to protect machinery and equipment at the rear end of a grocery store.

We recommend that the permit for an 8-foot tin-plate fence be approved.

There being no further business to come before the Council, the meeting adjourned.

A P P R O V E D :

*W. McAllister*  
M A Y O R

ATTEST:

*J. H. Schwann*  
City Clerk

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