

December 3, 1953

REGULAR MEETING OF THE CITY COUNCIL
HELD IN THE COUNCIL CHAMBER OF THE CITY
HALL ON THURSDAY, DECEMBER 3, 1953, AT
10:00 A.M.

PRESENT: SCHERLEN, STEVENS, SHEARER, RUSSELL, R. N. WHITE, EASLEY, LESTER, GONZALEZ

ABSENT: A. C. WHITE

Mayor Pro-tem Easley presiding.

Invocation by Rev. N. P. Wilkinson - Harlandale Presbyterian Church

On motion of Mrs. Stevens, seconded by Mr. Shearer, the reading of the minutes of the previous meeting was dispensed with.

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The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Shearer, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, A. C. White.

AN ORDINANCE 19,802

AN ORDINANCE TO USE THE CITY SANITARY SEWERS BY
A CONNECTION OUTSIDE OF THE CITY LIMITS ON THE
PETITION OF MR. & MRS. J. R. GALLIA AT 924 MORNINGSIDE

(Full text in Ordinance Book Z. page 391)

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The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Shearer, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, A. C. White.

AN ORDINANCE 19,803

AN ORDINANCE TO USE THE CITY SANITARY SEWERS
BY A CONNECTION OUTSIDE OF THE CITY LIMITS ON
THE PETITION OF H. A. AND LILLIAN SAUNDERS
AT 800 DAUCHY ROAD

(Full text in Ordinance Book Z. page 392)

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The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Shearer, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, A. C. White.

AN ORDINANCE 19,804

AN ORDINANCE TO USE THE CITY SANITARY SEWERS
BY A CONNECTION OUTSIDE OF THE CITY LIMITS ON
THE PETITION OF MRS. L. WILLIAMS AT 1718 AUSTIN HWY.

(Full text in Ordinance Book Z. page 393)

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The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Shearer, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, A. C. White.

AN ORDINANCE 19,805

ACCEPTING THE ATTACHED BID OF THE TEXAS NEWS
COMPANY TO FURNISH THE CITY OF SAN ANTONIO PUBLIC
LIBRARY WITH CERTAIN BOOKS AS PER LIST FOR A TOTAL
OF \$931.27

(Full text in Ordinance Book Z. page 393)

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Shearer, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, A. C. White.

AN ORDINANCE 19,806

APPROPRIATING \$5.00 OUT OF 1953 GENERAL FUND, ACCOUNT NO. 56-02-02 - CLAIMS AND REFUNDS, IN PAYMENT TO REV. R. E. NADEAU OF REFUND OF TOW FEE

(Full text in Ordinance Book Z. page 394)

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Shearer, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, A. C. White.

AN ORDINANCE 19,807

APPROPRIATING \$3,936.00 OUT OF 1953 GENERAL FUND ACCOUNT NO. 59-01-02, STEPHENSON ROAD RIGHT OF WAY, TO COMMERCIAL ABSTRACT AND TITLE COMPANY, IN PAYMENT OF LAND TO BE CONVEYED BY BILLY MITCHELL VILLAGE III, INC. TO CITY OF SAN ANTONIO FOR RIGHT-OF-WAY PURPOSES, STEPHENSON ROAD PROJECT

(Full text in Ordinance Book Z. page 394)

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Shearer, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, A. C. White.

AN ORDINANCE 19,808

APPROPRIATING \$3,386.00 OUT OF 1953 GENERAL FUND-ACCOUNT NO. 59-01-02, STEPHENSON ROAD RIGHT-OF-WAY TO COMMERCIAL ABSTRACT AND TITLE COMPANY IN PAYMENT OF LAND TO BE CONVEYED BY BILLY MITCHELL VILLAGE II, INC. TO CITY OF SAN ANTONIO FOR RIGHT-OF-WAY PURPOSES, STEPHENSON ROAD PROJECT

(Full text in Ordinance Book Z. page 394)

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Shearer, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, A. C. White.

AN ORDINANCE 19,809

AN ORDINANCE AMENDING AN ORDINANCE PASSED AND APPROVED 3 NOVEMBER, 1938, ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN; REGULATING AND RESTRICTING THE HEIGHT, NUMBER OF STORIES AND SIZE OF BUILDINGS AND STRUCTURES; PER CENT OF LOT THAT MAY BE OCCUPIED; THE SIZE OF YARDS, COURTS AND OPEN SPACES; DENSITY OF POPULATION; LOCATION AND USE OF BUILDINGS, STRUCTURES AND LAND FOR TRADE, INDUSTRY, RESIDENCE AND OTHER PURPOSES; DIVIDING THE CITY OF SAN ANTONIO INTO DISTRICTS, REGULATING AND RESTRICTING THE ERECTION, CONSTRUCTION, RE-CONSTRUCTION, ALTERATION, REPAIR OR USE OF BUILDINGS, STRUCTURES OR LAND WITHIN SUCH DISTRICT; PROVIDING THE UNIFORM REGULATIONS FOR CLASSES OR KINDS OF BUILDINGS OR STRUCTURES AND USES WITHIN THE RESTRICTED DISTRICT; ADOPTING ZONING MAP DISCLOSING VARIOUS DISTRICTS, USE, AREAS, RESTRICTIONS, LIMITATIONS AND PROVISIONS APPLICABLE TO DISTRICTS AND AREAS; PROVIDING FOR A BOARD OF ADJUSTMENT AND DEFINING THE POWERS THEREOF; TO-REZONE: CASE 339, PORTION OF SANTA MONICA STREET, FROM "B" RESIDENCE DISTRICT TO "F" LOCAL RETAIL DISTRICT. ANY PERSON WHO VIOLATES THIS ORDINANCE OR THE OWNER OF ANY BUILDING OR PREMISES OR PART THEREOF WHERE ANYTHING IN VIOLATION OF THIS ORDINANCE SHALL BE PLACED OR SHALL EXIST, AND ANY ARCHITECT, BUILDER, CONTRACTOR, AGENT, PERSON OR CORPORATION EMPLOYED IN CONNECTION THEREWITH, WHO MAY HAVE ASSISTED IN THE COMMISSION OF ANY SUCH VIOLATION SHALL BE GUILTY OF A SEPARATE OFFENSE AND UPON CONVICTION MAY BE FINED NOT MORE THAN \$100.00 AND EACH DAY SUCH VIOLATION EXISTS SHALL CONSTITUTE A SEPARATE OFFENSE.

(Full text in Ordinance Book Z. page 395)

December 3, 1953

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Shearer, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, A. C. White.

AN ORDINANCE 19,810

AUTHORIZING THE CITY MANAGER TO ACCEPT A PIPE LINE LICENSE AGREEMENT FROM MISSOURI-KANSAS-TEXAS RAILROAD COMPANY OF TEXAS, DATED THE 18TH DAY OF NOVEMBER, 1953

(Full text in Ordinance Book Z. page 395)

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Shearer, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, A. C. White.

AN ORDINANCE 19,811

AN ORDINANCE AMENDING SECTION 2 OF AN ORDINANCE DATED THE 1ST DAY OF DECEMBER, 1921, ENTITLED "AN ORDINANCE FOR THE PURPOSE OF REGULATING LOCAL STREET TRANSPORTATION OF PERSONS BY JITNEYS, MOTOR BUSES AND OTHER VEHICLES, AND PROHIBITING THE USE OF JITNEYS, MOTOR BUSES AND OTHER VEHICLES FOR SUCH TRANSPORTATION ON THE STREETS OF THE CITY OF SAN ANTONIO, EXCEPT AS HEREIN PROVIDED FOR, AND PROVIDING PENALTIES", AS AMENDED BY AMENDING PARAGRAPH 2 THEREOF (BEACON HILL)

(Full text in Ordinance Book Z. page 396)

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Shearer, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, A. C. White.

AN ORDINANCE 19,812

AN ORDINANCE GRANTING THE SAN ANTONIO TRANSIT COMPANY A PERMIT TO OPERATE PROSPECT HILL SHUTTLE BUS LINE

(Full text in Ordinance Book Z. page 396)

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Shearer, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, A. C. White.

AN ORDINANCE 19,813

AUTHORIZING THE PAYMENT OF INSURANCE PREMIUMS TO VARIOUS COMPANIES AGGREGATING A TOTAL OF \$2,111.27 IN ACCORDANCE WITH RECOMMENDATIONS OF THE INSURANCE ADVISORY COMMITTEE

(Full text in Ordinance Book Z. page 397)

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Shearer, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, A. C. White.

AN ORDINANCE 19,814

AUTHORIZING THE CITY MANAGER TO EXECUTE AN ENDORSEMENT ELIMINATING CERTAIN ITEMS FROM INSURANCE COVERAGE; APPROVING FIRE AND EXTENDED COVERAGE ON CERTAIN CITY OWNED BUILDINGS AND ACCEPTING A REFUND FROM THE QUEEN INSURANCE COMPANY AMOUNTING TO \$325.87, DUE TO A REDUCTION IN PREMIUM RATES, ALL IN ACCORDANCE WITH RECOMMENDATIONS OF THE INSURANCE ADVISORY COMMITTEE

(Full text in Ordinance Book Z. page 398)

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Shearer, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, A. C. White.

AN ORDINANCE 19,815

ACCEPTING A WARRANTY DEED FROM SAN ANTONIO PIPE AND SUPPLY COMPANY, A PRIVATE CORPORATION CONVEYING TO THE CITY OF SAN ANTONIO A PORTION OF LOTS 20 AND 21, N.C.B. 2564, FULLY DESCRIBED IN DEED, A COPY OF WHICH IS EXHIBITED HEREWITH AND APPROPRIATING THE SUM OF \$1500.00 OUT OF FUND C-45, PAYABLE TO STEWART TITLE COMPANY TO BE USED IN PAYMENT FOR THE LAND SO CONVEYED.

(Full text in Ordinance Book Z. page 398)

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Shearer, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, AC White.

AN ORDINANCE 19,816

ABANDONING AND CLOSING A PORTION OF THE ALLEY RUNNING NORTH AND SOUTH IN NEW CITY BLOCK 9075 BETWEEN LOTS 7 AND 8, AND LOTS 22 AND 23, FROM WEST GRAMERCY TO WEST KINGS HIGHWAY; AND AUTHORIZING THE MAYOR TO EXECUTE DEEDS TO FRED M. READEL AND MILTON E. TRAVIS FOR SAID PROPERTY

(Full text in Ordinance Book Z. page 398)

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Shearer, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, A. C. White.

AN ORDINANCE 19,817

MAKING AND MANIFESTING A DEED FROM THE CITY OF SAN ANTONIO TO MILTON E. TRAVIS TO A PORTION OF THE ABANDONED ALLEY IN NEW CITY BLOCK 9075

(Full text in Ordinance Book Z. page 399)

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Shearer, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, A. C. White.

AN ORDINANCE 19,818

MAKING AND MANIFESTING A DEED FROM CITY OF SAN ANTONIO TO FRED W. READEL TO A PORTION OF THE ABANDONED ALLEY IN NEW CITY BLOCK 9075

(Full text in Ordinance Book Z. page 399)

Mr. W. P. Southwell, Jr., President of Junior Chamber of Commerce appeared before the council to ask permission for the erection of a Safety Sign on Romana Plaza. On motion of Mr. Lester, seconded by Mr. Gonzalez, the permission was granted.

December 3, 1953

Hearing was had on Zoning Case #336 to rezone property on Lullwood, Hollywood, Rosewood, Capital and Warner Avenue from "B" Residential to "J" Commercial in NCB 1772, 1773, 1774. No one appeared for or against the proposal and on motion of Mr. R. N. White, seconded by Mr. Shearer, the recommendation of the Planning Commission for rezoning was approved.

Hearing was held on Zoning Case #338 to rezone property on Hollywood Avenue in NCB 1773 from "B" Residential to "J" Commercial. There being no one present for or against the recommendation of the Planning Commission was approved on motion of Mr. R. N. White, seconded by Mr. Shearer.

Mr. John Peace, Attorney for Alamo Clay Products Company, appeared in furtherance of Zoning Case #337 which was referred back to the Planning Commission for legal investigation last week. The legal question raised having declared in his favor he moved the approval of the zoning change.

None of the opponents to the change were present so Mr. Russell moved that the final action be deferred for one week and opponents be notified, seconded by Mr. Shearer, the motion unanimously carried.

Mr. R. N. White moved that the City Attorney be directed to draw an ordinance amending the zoning laws to read that a petition for rezoning and property must be signed by the owner of the property involved, seconded by Mr. Russell, the motion carried unanimously.

On motion of Mr. Russell, seconded by Mrs. Stevens, the City Clerk was instructed by a unanimous vote to send a letter to Junior Chamber of Commerce thanking them for their efforts in behalf of safety.

On motion of Mr. Gonzalez, seconded by Mr. Shearer, the City Clerk was instructed to write a letter of thanks to Mr. Esparza, a police officer who valiently battled a holdup man at Handy Andy Store on East Houston Street after he had taken a large sum of money from the cashier.

Mr. Ford Green appeared before the council to complain of the loose methods of operation, in his opinion, of the Corporation Court. A lengthy argument ensued. A statement by the City Manager was accepted by the Council as being the true facets in the case.

On motion of Mr. Shearer, seconded by Mr. Scherlen, the meeting adjourned.

ATTEST:

Frank Gallozzi
City Clerk

APPROVED:

Joseph V. Esley
MAYOR.