

AN ORDINANCE *OF-101*

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Forbidding the construction, operation and maintainance of Drive-in Gasoline Filling Stations, within the first fire limits or Fireproof District A of the City of San Antonio, providing penalty and declaring emergency.

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BE IT ORDAINED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO:

Amended
Section 1. That from and after the passage and approval of this ordinance it shall be unlawful for any person, firm or corporation, their agents, servants or employes, to establish, construct, operate or maintain within the first fire limits or Fireproof District A of the City of San Antonio, as hereinafter defined, what is commonly known as a "Drive-in Filling Station", for the sale and delivery of gasoline, oil or other auto supplies.

Section 2. By the term "Drive-in Filling Station", as used in Section 1 hereof, is meant a station the construction, arrangements or location of which is such that the general public or customers of such station are invited or required, in order to procure gasoline, oil, naptha, grease, or other auto supplies, to drive from a street or public highway for vehicles upon or across a public sidewalk or sidewalks in entering such station, and to drive upon or across a public sidewalk or sidewalks in emerging from and leaving said station in order to again reach a street or public highway.

Section 3. The first fire limits or Fireproof District A, of the City mentioned in section 1 hereof, shall be the same as at present defined by the fire ordinances of the City as follows, to-wit:

Amended
Beginning at the South curb line of Dolrosa Street, where it crosses San Pedro Creek and with the meanders of the creek South 200 feet; thence East with a line paralell to and 200 feet from the South curb of Dolrosa street across South Flores and Dwyer Avenue to the San Antonio River; thence East with the meanders of the River to the Market street Bridge and South curb line of Market street to and across South Alamo street to a point 252 feet from the South curb line of East Commerce street at its intersection with South Alamo street; thence East on a line paralell to and 252 feet from the South curb line of East Commerce street to the old Alamo Ditch, now an alley; thence North along the Old Alamo Ditch, now an alley, 252 feet to the South Curb line of East Commerce street; thence East on South curb line of East Commerce street to a point opposite the East curb line of Bonham street; thence North across East Commerce street and along the East curb line of Bonham street, across Blum and Crockett streets, to the Southeast curb line of Nacogdoches street; thence Northeast along the Southeast curb line of Nacogdoches street to a point (2 one hundred and fifty feet North from the North curb line of East Houston street at its intersection with Nacogdoches street; thence West along a line paralell to and 150 feet from the North curb line of East Houston street to a point 150 feet East from the East curb line of Avenue E at its intersection with East Houston street; thence Northeast along a line paralell to and 150 from the East curb line of Avenue E to a point in a straight line opposite an alley on the North side of the Elk Building; thence West 150 feet to the East curb line of Avenue E and across Avenue E. to said alley, and along the North side of this alley to Avenue D and across Avenue D to the North curb line of Travis street; thence West along the North curb line of Travis street across the San Antonio River to the East curb line of Soledad street and to Travis street; thence along the North curb line of Travis street across Main Avenue to the West Curb line of North Flores street; thence South along the West curb line of North Flores street to a point 200 feet North from the North curb line of West Houston street; thence West along a line paralell to and 200 feet from the North curb line of West Houston street to the West side of Cameron street; thence South with the West curb line of Cameron street across West Houston street to West Commerce street; thence West with the North curb line of West Commerce street to the San Pedro Creek; thence South with the meanders of the San Pedro Creek to the place of beginning.

Section 4; The provisions of this ordinance shall not be construed to apply to garages or auto repair shops where it is necessary for cars to cross in the ordinary and customary manner a sidewalk for the purpose of being stored, repaired, greased, washed or having other necessary work done thereon; but no such garage or repair shop shall operate such a drive-in filling station for the sole purpose of selling supplies to cars, which drive in and out as defined by Section 2 of this ordinance.

Section 5. Any person, firm or corporation, their agents, servants or employes, who shall violate this ordinance shall be guilty of a misdemeanor, and upon conviction thereof

shall be fined in any sum not less than Five (\$5.00) Dollars nor more than Twenty-five (\$25.00) Dollars, and each separate day upon which this ordinance is violated will constitute a separate and distinct offense; and the police officers of the City of San Antonio shall abate such station, so maintained in violation of this ordinance, as a public nuisance.

Section 6. Whereas, the establishment and conduct of stations of the character described herein, within the first fire limits or Fireproof District A of the City of San Antonio, which embraces the most thickly settled and congested portion of the City, constitutes a public nuisance, and obstruction of traffic, a menace to the public safety and welfare and an inconvenience to the public and to pedestrians generally, and further constitute a use of the public sidewalks inconsistent with their character as such: This ordinance is therefore declared by reason of such facts and other facts apparent upon the face hereof necessary for the immediate preservation of the public peace, safety and welfare, and, being passed by a four-fifths vote of the Commissioners, shall take immediate effect from and after its passage and approval.

PASSED AND APPROVED, this 23rd day of January, A. D. 1919.

Sam C. Bell,

Mayor of the City of San Antonio.

ATTEST:

Fred Fries,

City Clerk.

AFFIDAVIT OF PUBLISHER.

STATE OF TEXAS,)
COUNTY OF BEXAR,)
CITY OF SAN ANTONIO,)

Before me, the undersigned authority, on this day personally appeared Edwin Routledge, publisher of Commercial Recorder, who being by me duly sworn, says on oath that he is the publisher of the Daily Commercial Recorder a newspaper of general circulation in the City of San Antonio, in the State and County aforesaid, and that the ordinance hereto attached has been published in every issue of said newspaper on the following days, to-wit: January the 24-25-27-29-30-31 and February the 1-3 & 4 - 1919 1919.

Edwin Routledge

Sworn to and subscribed before me this 4th day of February 1919.

Fred Fries,

City Clerk.