

REGULAR MEETING
MAYOR AND COUNCIL
JULY 21st, 1947

Meeting called to order at eight o'clock P. M. Those present were Mayor Youngblood, Councilmen Heffner, Parkerson, Post, Nies and Taft.

Minutes of meeting of June 16th and Special Meeting of June 23rd, 1947, were approved.

Financial Statement for the Month of June, 1947, was presented by Clerk and Treasurer and ordered filed as follows:

RECEIPTS

General Taxes - - - - -	\$123.00
Interest & Penalties - - - - -	19.87
Charges (recording fee) - - - - -	1.50
Special Assessments - - - - -	792.40
Building Permits - - - - -	230.00
Electrical Permits - - - - -	35.00
Excavation Permits - - - - -	10.00
Dog Tax - - - - -	19.25
Taxicab Stand Permits - - - - -	50.00
Taxicab Badge Deposits - - - - -	2.75
Vendors Permit - - - - -	1.00
Comm. Pay Tele.-Police Station - - - - -	1.14
Police Telephone-Montgomery County - - - - -	12.00
Franchise Tax - - - - -	2.50
Montgomery County Police Fines (6 Mos.) - - - - -	417.50
Taxes Overpaid - - - - -	<u>5.09</u>
	\$1,723.00

DISBURSEMENTS

STREETS: Labor	\$764.85	
Material	235.47	
Re-Surfacing	10,213.71	
Storm Sewer Expense	349.35	
Gas-Oil-Auto Upkeep	<u>83.77</u>	\$11,647.15
SERVICE: Garbage: Labor	630.75	
Gas-Oil-Auto Upkeep	664.40	
Trash: Labor	816.20	
Gas-Oil-Auto Upkeep	239.98	
Disposal	135.29	
Street & Traffic Lights	<u>573.03</u>	3,059.65
POLICE: Salaries	670.00	
Clothing Allowance	85.64	
Gas-Oil-Auto Upkeep	146.88	
Telephones-Lights-Fuel	66.80	
Supplies & Misc.	37.81	
Repairs to station	<u>12.30</u>	1,019.43

OFFICE: Salaries	968.08	
Postage (1947 Tax Bills)	67.00	
Printing	23.00	
Telephone (2 mos.)	38.33	
Supplies	<u>62.02</u>	1,158.43
PARKS & PLAYGROUNDS:		
Material	10.08	
Misc. Expense	<u>11.50</u>	21.58
ASSESSABLE IMPROVEMENTS:		
Lincoln Ave. (Advt.)	10.58	
Roanoke-Hudson-Houston Aves. (Advt.)	<u>17.63</u>	28.21
FIRE DEPARTMENT:		
Town tax Revenue	<u>2,821.51</u>	2,821.51
LIBRARY ASSN:		
Town Tax Revenue	<u>440.07</u>	440.07
MISCELLANEOUS:		
Pr. Geo. County Town Tax List	180.00	
Building Permit Expense (Ptg)	16.40	
Dog Expense	2.00	
Recording Fee	.75	
Municipal Bldg. Expense	3.40	
Montg. County Police Tele. (2 Mos.)	24.00	
Office Rent	55.00	
Corporation Counsel Compensation	50.00	
Henry Fields Retirement	25.00	
Justice of Peace Salary	<u>25.00</u>	381.55
		<u>\$20,577.58</u>

BANK STATEMENT

GENERAL ACCOUNT:

5/31/47 - On hand Citizens Bank	\$22,571.96	
Deposits in June	<u>1,723.00</u>	
	24,294.96	
Withdrawals in June	<u>19,306.16</u>	
6/30/47 - On hand		\$4,988.80
5/31/47 - On hand Sub. Nat'l Bank T.P.	1,617.10	
No Deposits in June		
	<u>1,617.10</u>	
Withdrawals in June	<u>1,271.42</u>	
6/30/47 - On hand		345.68
6/30/47 - On hand all Banks		<u>\$5,334.48</u>

COMMUNICATIONS: Petition of residents of Auburn Avenue approving the construction of sidewalks in Auburn Avenue.

Petition from residents of Auburn Avenue opposing the construction of Sidewalks in Auburn Avenue. Referred to Municipal Works Committee.

From Milton E. Fagerstrom of 815 Garland Avenue, regarding the Trailer Ordinance recently adopted by the Mayor and Council. Referred to Law Ordinance Committee.

From Horace J. Shaw of 515 Sligo Parkway, regarding recent Trailer Ordinance adopted by the Mayor and Council. Referred to Law and Ordinance Committee.

From Irwin Kaplan, Acting Sec. of the Maryland Park and Planning Commission regarding application of Herbert Smith for the rezoning of parts of Blocks 35 and 36, Gilberts Subdivision, in which Council was advised that at a meeting of July 10th, 1947. The Commission recommended approval only for Lots 2, 3, 4, and 6 within Block 35. Ordered filed.

From Irwin Kaplan, Acting Sec. of the Maryland National Capital Park and Planning Commission, regarding zoning application of Abe and Harry Glickman, in which Council was advised that the Commission on June 26th, 1947, recommended that this petition be approved for the rezoning from Residential "A" to Commercial "D" of Lot 29, Block 27, Gilberts Subdivision. Ordered Filed.

From H. E. Preston, requesting the installation of Curb and Gutter in front of Lots 1 and 2, Block 5 on Heather Avenue, Referred to Municipal Works Committee.

From Attorney Ralph G. Shure, in behalf of Mr. & Mrs. Lewis Morris, Jr., offering to pay back taxes, and special street assessment on Lots 22 and 23, Block 24, Gilberts Subdivision with penalties and interest. Special Assessment to be paid in installments, with interest at 6% from date of acceptance by the Council of this offer. Back taxes amounting to \$144.92, and special Assessments, \$598.00. Referred to Finance Committee.

From Aldon Construction Company regarding improvement of streets in subdivision adjacent to Hillwood Manor. Referred to Municipal Works Committee.

From Harry P. Graham regarding off-street parking on Erie Avenue. Referred to Municipal Service Committee.

From Daisy O. Prescott of 412 Carroll Avenue, expressing appreciation for repairs to sidewalk in front of her residence. Referred to Municipal Works Committee.

From F. G. Taylor making application for position as Asst. Supt. of Public Works for the City. Referred to Municipal Works Committee.

From R. L. Dunn, making application for the position of

Asst. Supt. of Public Works for the City. Referred to Municipal Works Committee.

From S. Allan Foster of McLean, Virginia, Making application for position on the City Police Force. Referred to Municipal Service Committee.

From Geo. R. Altman, making application for position on the City Police Force. Referred to Municipal Service Committee.

From Gordon T. Backus, Jr., making application for position on the City Police Force. Referred to Municipal Service Committee.

From Takoma Motor Co., making a bid of \$1792.40 for furnishing a new Ford Trash Truck to the City. Referred to Finance Committee.

Petition with 109 signatures requesting the Council not to enforce the Trailer Ordinance until the housing emergency has ended. Referred to Law and Ordinance Committee.

Police Report for the month of June, 1947, reporting 33 arrests and 197 miscellaneous calls. Ordered filed.

Building Inspector report for month of June, 1947, showing 32 permits of all types issued, at a total estimated construction cost of \$200,990.00. Ordered filed.

Residents of Auburn Avenue addressed Council regarding the installation of sidewalks in that street, as formerly authorized, some opposing said improvement and others approving same. After a lengthy discussion of the matter Mayor Youngblood advised those present that same would be taken under consideration by the Council and a decision made at an early date.

Mrs. Phillip Wood of the Takoma Park Study Group, addressed Council regarding a communication to the Council by the Study Group with reference to the matter of City Manager, and was advised that this communication had been received, and that consideration would be given same at the proper time.

Mr. and Mrs. Walter Pritchard addressed Council regarding the condition of the Park in North Takoma, now under the jurisdiction of the Park and Planning Commission, and asked that the City give consideration to requesting the Park and Planning Commission to turn this park back to the City, in order that it may be beautified and kept in better condition.

A number of residents addressed Council regarding Ordinance No. 887 abolishing Trailers from the City, and were advised by Mayor Youngblood that the Council would give further consideration to this matter.

MUNICIPAL SERVICE COMMITTEE: Upon motion of Councilman Parkerson, seconded by Councilman Nies, the applications of Henry Clapp and John L. Finch for Taxicab drivers permits approved.

On motion of Councilman Parkerson, seconded by Councilman Nies, the application of Harry E. Twing for Taxicab drivers permit was denied.

Councilman Parkerson presented to Council recommendation of the Supt. of Public Works, and the City Clerk and Treasurer for the installation of new street lights, and moved that the following street lights be installed:

Pole	#726612	- Darwin Ave.
"	#723282	- "
"	#725865	- "
"	#726847	- West Grant Ave.
"	#726849	- " "
"	#832162	- Intersection Hillwood & Hainsworth Dr.
"	#832164	- Oakton & Hainsworth Dr.
"	#836743	- Hainsworth Dr.
"	#835348	- Hainsworth Dr.
"	#836329	- Oakton Dr.
"	#826327	- Oakton Dr.
"	#829560	- Oakton & Banning Dr.
"	#835313	- Holton Lane
"	#835310	- Hammond Ave.
"	#835312	- Hammond Ave.
"	#836138	- Jackson Ave.
"	#835307	- Wildwood Dr.

This motion was seconded by Councilman Taft and approved.

Matter of the past Fourth of July celebration was discussed, and it was suggested by Councilman Parkerson that the Mayor and Council should take a more active part in this celebration in the future, and stated that he would also like to present the following Resolution:

That it is the sense of this meeting that the Mayor and Council heartily commend the fine spirit of Patriotism and the splendid achievement of the Fourth of July Committee and its general chairman, Mr. Willard Normandy, in promoting the recent outstandingly brilliant program of Independence Day Celebrations, and that the Mayor and Council desire it to be known that the Committee has their enthusiastic and wholehearted support; and, further, realizing that in order to insure the success of next year's program, the Committee must of necessity begin its labors early in the year and continue without let-up until the day of the Celebrations, the Mayor and Council hereby declare they will, in conjunction with the Citizenry, encourage the efforts of the committee both morally and otherwise, to the end that the Takoma Park area may continue to set an example of which any community might well be proud.

After discussion, Councilman Parkerson moved the adoption of the Resolution, and being seconded by Councilman Taft. same was adopted.

Corporation Counsel Bradshaw suggested that at the Next special Meeting of the Council, it might be of interest to the Council to invite Mr. Ronald Senseman to attend, in order that he might acquaint them with the layout, and proposed plan of the Recreation Center now being studied by the various Civic Organizations in the City, and on motion of Councilman Nies, seconded by Councilman Parkerson, the Clerk was instructed to write Mr. Senseman and invite him to a special meeting to be held by the Mayor and Council on Monday evening, July 28th, 1947.

On motion of Councilman Parkerson, seconded by Councilman Taft, the application of M. G. Mitt for a taxicab drivers permit was approved.

MUNICIPAL WORKS COMMITTEE: Councilman Anderson, Chairman, being absent, Mayor Youngblood called attention to Council, complaint made by Mrs. Wm. North, 312 Ethan Allen Avenue, regarding her driveway, which was thrown out of grade by the recent paving Winchester Avenue, and advised that Mrs. North was willing to pay for the material used in correcting this condition, provided the City would furnish the labor. After discussion of the matter, Councilman Post moved that the Supt. of Public Works be authorized to reconstruct the driveway of Mrs. North, the City to furnish the labor, and Mrs. North to pay for the material. This motion was seconded by Councilman Nies and approved.

Councilman Parkerson offered the following Ordinance, and moved its adoption:

ORDINANCE NO. 889

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND:

Section 1. In accordance with the provisions of Section 965 of the City Charter, the Mayor and Council have under consideration the construction of cement concrete curb and gutter in Kentland Avenue abutting Lot 9, Block 27, B. F. Gilbert Subdivision, Prince Georges County, Takoma Park, Maryland, at an estimated cost of \$ per linear foot, the cost of said improvement to be assessed against the lot abutting same. *July 58-59*

Section 2. The Mayor and Council, at their regular meeting on August 18, 1947, convening at eight o'clock P.M. in the Takoma Park Volunteer Fire Department Building, Carroll and Denwood Aves., Takoma Park, Maryland, will hear all property owners desiring to be heard in regards to the work herein proposed.

The adoption of this Ordinance was seconded by Councilman Taft, and upon a Yea and Nay vote, same was adopted, voting Yea Councilmen Heffner, Nies, Parkerson, Post and Taft. Voting Nay, none.

Councilman Parkerson also offered the following Ordinance and moved its adoption;

ORDINANCE NO. 890

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND:

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Section 1. In accordance with the provisions of Section 965 of the City Charter, the Mayor and Council have under consideration the construction of cement concrete curb and gutter and a fill of gravel eight inches (8") in thickness, abutting Lot 4, Block 38E, Fletcher Sub-division, Prince Georges County, Takoma Park, Maryland, at the intersection of Garland and Central Avenues, at an estimated cost per linear foot of \$ ^{1.50} for curb and gutter, and \$ ^{.65} per square yard for gravel, the cost of said improvement to be assessed against the above lot.

Section 2. The Mayor and Council, at their regular meeting on August 18, 1947, convening at eight o'clock P. M. in the Takoma Park Volunteer Fire Department Building Carroll and Denwood Avenues, Takoma Park, Maryland, will hear all property owners desiring to be heard in regards to the work herein proposed.

The adoption of this Ordinance was seconded by Councilman Taft and upon a Yea and Nay vote, same was adopted, voting Yea Councilmen Heffner, Nies, Parkerson, Post and Taft. Voting Nay, none.

Councilman Taft presented the following Ordinance and moved its adoption;

ORDINANCE No. 891

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND:

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Section 1. That under authority granted by Section 965 of the City Charter, the Mayor and Council, after due advertising and hearing, as provided therein, are of the opinion that the public health safety and comfort require the improvement of Hudson and Roanoke Avenues, as advertised in Ordinance No. 833, adopted by the Mayor and Council April 21, 1947, and the improvement of said streets is hereby authorized in such manner as the Mayor and Council may determine within the terms of said Ordinance.

Section 2. Two-thirds of the total cost of the cost of the street paving work herein authorized shall be assessed against the property abutting thereon, and one third of the said total cost shall be assessed against the revenues of the City; said cost to include any and all street intersections and exemptions on corner lots, and otherwise.

Aug. 1947

Section 3. Assessments for the special improvements herein authorized shall be payable within ninety days from the date of the approval of the assessment thereof by the

Mayor and Council; provided that, if so desired, said assessment may be paid in five equal annual installments, the first due and payable within ninety days from the date of the approval thereof, and the remaining payments to be likewise due and payable in each succeeding year; provided further that payment of one-fifth, or excess thereof, may be made at any time within the payment period. All deferred payments shall bear interest at the rate of six per cent per annum, said interest beginning thirty days from the date of levy.

The adoption of this Ordinance was seconded by Councilman Nies, and same was adopted on a Yea and Nay vote. Voting Yea, Councilmen Heffner, Nies, Parkerson, Post and Taft. Voting Nay, none.

FINANCE COMMITTEE: Regarding the communication from Mr. A. W. Vine, in which Mr. Vine bid \$110.00 for auditing the accounts of the Clerk and Treasurer of the City for the fiscal year ending June 30th, 1947, Councilman Taft moved that the City employ Mr. A. W. Vine to audit the books of the City Clerk and Treasurer for the fiscal year ended June 30th, 1947. This motion was seconded by Councilman Nies and approved.

The Clerk and Treasurer was instructed to write to the Takoma Park Volunteer Fire Dept., and request an annual Financial Statement as of June 30th, 1947.

Council interviewed Mr. W. J. Skinner, who had made application for position on the City Police Force, and after the interview Mr. Skinner was advised that his application would be given every consideration.

On motion properly seconded, Council adjourned at 11:00 P. M.

J. W. D. D. D.
Clerk

O. St. Youngblood
Mayor

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SPECIAL MEETING
MAYOR AND COUNCIL
JULY 28th, 1947

Meeting called to order at 7:30 P. M. Those present were Mayor Youngblood, Councilman Anderson, Heffner, Nies, Parkerson, Post and Taft.

Mr. Allen Foster, Mr. Geo. E. Wilt and Mr. Geo. Altman, who had made application for position on the City Police Force, were interviewed by the Council.

Mr. Ronald Senseman, Chairman of the Site Committee of the various Organizations in the City, appeared before Council to acquaint them with the proposed plans for a recreation center in the City of Takoma Park to be constructed by the Maryland National Capitol Park and Planning Commission. After a lengthy discussion of this matter Councilman Anderson moved that the Mayor and Council approve plans as submitted for a recreation center to be established on the Hodges Farm Tract, and that it is the sense of the Council that it would be advisable to proceed at the earliest possible moment with the acquisition of the land and the construction of the facilities as indicated on the plan, and that the City will cooperate in any way possible. Motion seconded by Councilman Parkerson and approved.

Financial Statement as follows for the Fiscal Year ended June 30th, 1947, was presented to Council by Finance Committee Chairman Taft, and same was ordered filed.

RECEIPTS

General Taxes - - - - -	\$132,758.30	
Less Discounts - - - - -	<u>4,260.33</u>	\$128,497.97
Back Taxes - - - - -		561.29
Interest and Penalties - - - - -		1,183.45
Charges - - - - -		41.95
Special Assessments - - - - -		14,969.24
Building Permits - - - - -		1,827.00
Electrical " - - - - -		392.00
Excavation " - - - - -		115.00
Dog Tax and Impounding Fees - - - - -		597.75
Taxicab-Vendor Permits & Badge Deposits - - - - -		740.25
Franchise Tax from State of Maryland - - - - -		92.50
Montgomery County Police Telephone - - - - -		132.00
" " Fines - - - - -		643.00
" " Income Tax - - - - -		3,515.59
" " Bank Share Tax - - - - -		603.23
" " Lights-Municipal Building - - - - -		11.75
Prince Georges County Income Tax - - - - -		862.52
" " " Gasoline Tax - - - - -		468.70
Allowance for old Adding Machine - - - - -		40.00
Miscellaneous Receipts - - - - -		<u>129.42</u>
		\$155,424.61

DISBURSEMENTS

SPECIAL ASSESSMENT CONSTRUCTION - - - - -	\$30,586.21	
Less Town Share - - - - -	<u>10,053.51</u>	\$20,532.70
STREETS-STORM SEWERS		
Labor	\$7,692.69	
Gas-Oil-Auto Upkeep-Tools-Supplies	3,627.88	
Materials	3,789.66	
Resurfacing	23,992.51	
Storm Sewer Construction	4,037.66	
Signs (Street)	581.01	
Equipment	119.40	
Town Share Special Assessment Work	<u>10,053.51</u>	53,894.32
SERVICE:		
Trash Collection and Disposal	13,361.28	
Garbage Collection	10,257.89	
Ash Collection	1,828.68	
Street and Traffic Lights	<u>6,677.34</u>	32,125.19
POLICE:		
Salaries	7,926.26	
Clothing Allowance	926.46	
Gas-Oil-Auto Upkeep-Supplies-Misc.Expense	3,201.39	
New Patrol Car	<u>970.26</u>	13,024.37
OFFICE:		
Salaries-Clerk & Treas.-Supt. Public Works- Additional Clerical-Building and Electrical Inspectors	10,888.06	
Supplies and Misc. Expense	466.47	
Postage and Printing	209.02	
Equipment: Adding Machine \$270.30		
Typewriter Chair <u>26.35</u>	297.05	
Rent	<u>660.00</u>	12,520.60
PARKS AND PLAYGROUNDS:		
Equipment	138.00	
Material and Supplies	<u>44.39</u>	182.39
FIRE DEPARTMENT:		
City Tax Revenue - 12¢ per \$100.00 assessed valuation	<u>13,321.51</u>	13,321.51
LIBRARY:		
City Tax Revenue - 5¢ per \$100.00 assessed valuation	<u>5,568.35</u>	5,568.35
MISCELLANEOUS:		
Recording Fees	18.25	
Dog Expense	155.20	
Montgomery County Police Telephone	144.00	
Municipal Building (8 Columbia Ave.)Expense	715.83	
Refunds Taxicab Badges	12.00	
" Building Permits	19.00	
" Taxes Overpaid	82.54	
Advertising Ordinances, etc.	36.00	

Electric Permits expense	28.00	
Building " "	37.40	
Insurance Premiums-	1,623.02	
Annual Audit Expense	205.00	
Montgomery County Real Estate Transfers	50.00	
Prince Georges County Real Estate Transfers and complete Tax Property List	253.30	
Appropriation for Honor Roll	300.00	
Taxicab Expense (printing)	40.00	
Prince Georges County Atlas Expense	54.00	
Dues Montgomery County Municipal League	25.00	
Dues " " Civic Federation	15.00	
Property Damage (Franklin)	150.00	
Engineering (Proposed Town Extension)	65.00	
Compensation Corporation Counsel	600.00	
Justice of Peace Salary	300.00	
Henry Fields Retirement	300.00	5,228.54
		<u>\$156,397.97</u>

CONSOLIDATED CASH STATEMENT

Balance on Hand June 30, 1946	\$ 6,307.84
Receipts Fiscal Year 1946	<u>155,424.61</u>
	161,732.45
Disbursements Fiscal Year 1946	<u>156,397.97</u>
Balance June 30, 1947	\$ <u>5,334.48</u>

FUNDS LOCATION

June 30, 1947 - Citizens Bank	\$4,988.80
June 30, 1947 - Suburban Nat'l Bank, T.P.	<u>345.68</u>
	<u>\$5,334.48</u>

(Petty Cash on hand \$30.00)

Communications were read to the Council from W. R. Dickson, 311 Greenwood Ave., Elmer E. Clayton, 306 Garland Ave., and Mr. and Mrs. C. W. Slade of Greenwood Ave., expressing their appreciation to the Mayor and Council for the recent Ordinance adopted covering the parking of Trailers in the City of Takoma Park.

Letter was read from Mr. K. Geary of 33 Sycamore Ave., regarding Ordinance covering Trailers, in which Mr. Geary stated that the trailer he was using was an emergency measure, while he was attending school, and stated that the present Ordinance would work a hardship on him if he was required to abandon same.

Regarding the Trailer Ordinance, it was the opinion of the Council that not enough time had been given in the Ordinance for the trailer occupants to find another location, and that more

time should be given, and after discussing the matter at length, Councilman Post, moved the adoption of the following Ordinance:

ORDINANCE NO. 892

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND:

Section 1. That Ordinance No. 887, regarding Trailers within the corporate limits of the City of Takoma Park, Maryland, adopted by the Mayor and Council June 23rd, 1947, be and the same is hereby repealed. *h.34*

The adoption of this Ordinance was seconded by Councilman Anderson, and on a Yea and Nay vote, same was adopted. Voting Yea, Councilmen Anderson, Heffner, Nies, Parkerson, Post and Taft. Voting Nay, none.

Councilman Post then moved the adoption of the following Ordinance:

ORDINANCE NO. 893

An Ordinance to repeal and re-enact with Amendments, Section 32 of Article 14 of the Police Regulations of the City of Takoma Park, the said section to regulate the setting up, maintenance and establishment of tents, wagons, vans, automobiles and trailers as places of abode.

Section 32 (a) On and after November 1, 1947, no person or persons, firm or corporation, shall set up, maintain or establish within the corporate limits of the City of Takoma Park, Maryland, any camp or temporary or permanent place of abode in trailers, tents, wagons, vans, automobiles or trucks for a period longer than 10 days and without first having obtained from the City Clerk and Treasurer a permit therefor. Before issuing any such permit the City Clerk and Treasurer shall demand of and receive from the applicant a fee of Three Dollars (\$3.00) and any such permits issued pursuant to the terms of this Section shall not thereafter be renewed. *sup 34*

(b) Any person or persons, firm or corporation, who shall set up, maintain or establish any such camp or temporary or permanent place of abode in trailers, tents, wagons, vans, automobiles or trucks in violation of this section shall be subject to a fine of Twenty-five Dollars (\$25.00) per day for each day the camp shall be maintained or temporary place of abode occupied, and any person living or sleeping at or within any such camp or any such temporary place of abode mentioned in this section in violation of this regulation shall be liable to fine therefor of Ten Dollars (\$10.00) per day.

Adoption of this Ordinance was seconded by Councilman Anderson, and on a Yea and Nay vote, same was adopted. Voting Yea, Councilmen

Anderson, Heffner, Nies, Parkerson, Post and Taft. Voting Nay, none.

Letters from Mr. F. L. Glaize, Jr., and Mr. and Mrs. Chas. H. Dyer opposing the construction of sidewalks in Auburn Avenue.

After discussion of the various applicants for the position of City Police Officer, Councilman Parkerson moved the appointment of S. Allan Foster to the City Police Force, effective August 1st, 1947. This motion was seconded by Councilman Nies and approved.

Councilman Post presented the following Parking Meter Ordinance, and moved its adoption:

ORDINANCE NO. 894

An Ordinance to prohibit, limit and restrict the parking of motor and other vehicles on certain herein designated streets and avenues in the business area of Takoma Park, Maryland; providing for the installation, operation, maintenance, supervision, regulation and control of parking meters; dividing and providing for the establishment of parking zones upon the public streets and avenues hereinafter designated; establishing the rate or charge for the parking within the parking meter zones and the installation and maintenance thereof; providing for the enforcement hereof; and providing penalties for the violation of this Ordinance; and providing for the repeal of all ordinances or resolutions heretofore adopted which are in conflict with this Ordinance.

SEC. 1. BE IT ORDAINED, by the City Council of the City of Takoma Park, Maryland, that the parking of motor and other vehicles as herein limited on the hereinafter designated streets and avenues, contrary to the provisions of this Ordinance, is hereby prohibited and declared unlawful and the same is declared to be a misdemeanor.

Parking meter zones are hereby established along the following described streets and avenues in the business area of Takoma Park, Maryland: East side of Laurel Avenue, from Eastern Avenue to Carroll Avenue. Carroll Avenue from the District of Columbia Line to Tulip Avenue. N. E. side of Carroll Avenue from Grant Avenue to Lee Avenue.

There shall be installed along the above designated streets and avenues parking meters and designated spaces for the parking of motor and other vehicles as provided for in this Ordinance, and such other parking meter zones and spaces as may hereafter be created by Ordinance.

SECTION 2. Said parking meters shall be so placed as to indicate clearly the particular zone for which same are intended, and shall display a signal that the parking space is, or is not, in use. Each of said parking meters shall conspicuously display markings indicating the conditions and length of time said space may be used. Upon the deposit of one or more, one cent (1¢), or one or more, five cent (5¢),

coins of the United States, such parking meter shall indicate legal parking for the period of time thereon designated at the rate of one cent (1¢) for twelve (12) minutes. Each such parking meter shall by its device clearly set out and continue in operation from the time of the deposit of such coin or coins until the expiration of the time for which the deposit was made. Each such parking meter shall indicate the expiration of the time for which the deposit was made by a mechanical device and appropriate marking. (The continuous use or occupancy by any vehicle of any parking meter zone or space for a period of time in excess of two (2) hours is prohibited.)

See 2:69

SECTION 3. Adjacent to each such parking meter the parking zone for which such meter is to be used shall be plainly marked out and painted on the surface of the street or avenue, and any vehicle parked alongside of or next to any such parking meter shall park within the lines or markings so established. It shall be unlawful and a violation of this Ordinance to park any vehicle across or straddling any such line or marking or to park such vehicle in such position that the same shall not be entirely within the area so designated by such lines or markings. The lines and markings of such parking spaces shall be so established as to clearly indicate whether parking shall be parallel or angle. When any vehicle shall be parked in any parking space alongside of or next to which a parking meter is located as hereinabove provided, the operator of such vehicle shall upon entering the said parking space immediately deposit or cause to be deposited one or more one cent (1¢) or five cent (5¢) coins of the United States in such parking meter, and the said parking space may then be lawfully occupied by such vehicle for the period indicated upon said parking meter, but no longer. If such vehicle shall remain parked in any such parking space beyond the period so paid for by the deposit of such coin or coins, the parking meter shall display a sign or signal by a mechanical device and appropriate marking showing the expiration of the time for which such deposit was made, and in such event such vehicles shall be considered as parked overtime and beyond the period of legal parking time, which shall constitute a violation of this Ordinance and shall be punished as hereinafter provided. The said parking meters shall plainly indicate by appropriate language thereon the hours of the day during which the said parking meters shall be operative to vehicles using the parking meter zones. The said parking meters shall be operative during such hours so indicated on every day of the year excepting Sundays and holidays.

SECTION 4. It shall be unlawful for any person to cause, allow, permit or suffer any vehicle registered in the name of, or owned or operated by such person to be parked overtime beyond the period of legal time established for any parking meter zone as herein described or in violation of any provision of this Ordinance.

SECTION 5. It shall be unlawful for any person to de-

posit or cause to be deposited in any such parking meter, slug, or other substitute whatsoever in lieu of a coin of the United States.

SECTION 6. It shall be unlawful for any person to deface, injure, tamper with, open or wilfully break, destroy or impair the usefulness of any such parking meter installed as herein provided.

SECTION 7. It shall be the duty of the police officers of the City of Takoma Park, or any and all other City employees specifically designated by the City Council of Takoma Park, to police said parking meters and to report:

(a) The location of each parking meter which indicates that the vehicle occupying the parking zone adjacent to such parking meter is or has been parked in violation of any of the provisions of this Ordinance.

(b) The State license and license number of such vehicle.

(c) Any other facts, a knowledge of which is necessary to a thorough understanding of the circumstances attending such violation.

Each such police officer or other City employee as in this Section provided, shall also attach to such vehicle a notice to the owner or operator thereof that such vehicle has been parked in violation of a provision or provisions of this Ordinance and instructing such owner or operator to report to the Takoma Park Police Station or to the City Clerk and Treasurer in regard to such violation or violations. Each such owner or operator so notified may within forty-eight (48) hours of the time when such notice was so attached to such vehicle, exclusive of Sundays and legal holidays, pay at the said Police Station to the police officer in charge thereof at the time of such payment, or to the City Clerk and Treasurer, as a penalty and in full satisfaction of such violation, the sum of One Dollar (\$1.00). The failure of such owner or operator to make such payment as in this Section provided shall render such owner or operator subject to the penalties hereinafter provided for violation of the provisions of this Ordinance. The report and notice as in this Section provided shall bear corresponding serial numbers and all reports issued hereunder shall be accounted for by the respective police officers or other City employees as in this Section provided in the same manner as other traffic violations are now or may hereafter be required.

SECTION 8. Any vehicle unlawfully parked within any parking meter zone as in this Ordinance provided for a period in excess of Sixty (60) minutes may be taken into possession by the police officers of the City of Takoma Park and towed to some proper storage place and there held until the penalty provided for in Section 7 of this Ordinance is paid, and until the towing and storage charges incurred shall also have been paid.

SECTION 9. It shall be lawful for the operator of any any taxicab to occupy any parking meter zone as in this Ordinance provided upon paying the proper charge for so doing, but no such operator of a taxicab so parked shall solicit or accept any passenger or passengers while said taxicab is so parked, nor until such taxicab shall have been moved at least one block from the parking meter zone where said taxicab has been so parked.

SECTION 10. Nothing contained in this Ordinance shall be construed to prohibit commercial vehicles from using such parking meter zones as herein provided, when such commercial vehicles are actually engaged in the loading or unloading merchandise to commercial business houses in front of which parking meters are located, at such times as such parking meter zones are not otherwise lawfully occupied, provided, however, that such commercial vehicles do not use such parking meter zones for any longer period of time than is actually necessary for such loading or unloading, and provided further, that in such cases said commercial vehicles shall not be required to make any deposit of coins in such parking meters.

SECTION 11. Any person who violates or fails to comply with any of the provisions of this Ordinance shall upon a conviction thereof before a Trial Magistrate of Montgomery County be deemed guilty of a misdemeanor and shall be fined not more than Twenty five Dollars (\$25.00) for each such violation, and in default of any fine so imposed may be imprisoned for a period not to exceed thirty (30) days for each violation.

SECTION 12. All Ordinances of the City of Takoma Park, Maryland, which are in conflict with the provisions of this Ordinance be, and the same are hereby, repealed to the extent of such inconsistency.

SECTION 13. If any Section, part of Section, sentence, clause, or phrase of this Ordinance shall be adjudged invalid or unconstitutional by a Court of competent jurisdiction, such adjudication shall not affect the validity of this Ordinance as a whole, or of any Section, part of Section, sentence, clause or phrase thereof not adjudicated invalid or unconstitutional.

SECTION 14. This Ordinance shall take effect on the 1st day of August, 1947.

The adoption of this Ordinance was seconded by Councilman Anderson, and upon a Yea and Nay vote same was adopted. Voting Yea, Councilmen Anderson, Heffner, Nies, Parkerson, Post and Taft. Voting Nay, none.

Councilman Post offered the following Ordinance regarding the burning of trash, and moved its adoption;

ORDINANCE NO. 895

BE IT ORDAINED, ORDERED and ENACTED BY the Council of The City of Takoma Park, Maryland

That Article 15 of the Police Regulations of the City of Takoma Park, Maryland, be amended by adding after Section 7(b) one new section to be numbered 7(c) which new section shall read as follows:

Sec. 7(c). It shall be unlawful for any person, persons, company or corporation to kindle or set on fire at any place within the corporation limits of the City of Takoma Park, any combustible material or rubbish of any kind, the setting on fire of which causes dense smoke or noisome and offensive odors to be discharged to the detriment or annoyance of any person or persons.

The adoption of this Ordinance was seconded by Councilman Taft, and on a Yea and Nay vote, same was adopted. Voting Yea, Councilmen Anderson, Heffner, Nies, Parkerson, Post and Taft. Voting Nay, none.

Regarding the construction of sidewalks in Auburn Avenue, Councilman Anderson stated that in view of the fact that there were more residents in the street opposed to the construction of sidewalks he would move the adoption of the following Ordinance:

ORDINANCE NO. 896

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND.

Section 1. That Ordinances 880 and 881, adopted by the Mayor and Council March 24th, 1947, authorizing the construction of sidewalks in Auburn Avenue, be and the same is hereby repealed.

The adoption of this Ordinance was seconded by Councilman Taft, and upon a Yea and Nay vote same was adopted. Voting Yea, Councilmen Anderson, Heffner, Nies, Parkerson and Taft. Voting Nay, Councilman Post.

In reference to the request of February 12th, 1947 from residents in Larch Avenue, requesting the construction of Curb and Gutter in Larch Avenue abutting their properties, and in view of the fact that the petitioners advised Council that said petition was signed by 100% of the property owners abutting said improvement, Councilman Anderson recommended and moved the adoption of the following Ordinance:

ORDINANCE NO. 897

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND.

Section 1. That, owners of Lots 31 and 32, Block 27, and lots 1, 2, 3, Block 27-B, having requested the con-

struction of curb and gutter abutting their lots bordering Larch Avenue, and thereby waving all legal requirements in the way of advertising and hearing, the Superintendent of Public Works is hereby authorized to proceed with this work and to employ any additional help necessary in the construction of same.

Section 2. That assurance is made that the curb and gutter be constructed to proper grade, and that the cost of the construction of the work be held to a sum not to exceed One Thousand (\$1000.00) Dollars.

Section 3. That the cost of the construction of this curb and gutter be assessed against the lots abutting this improvement.

Sup. 88-89

The adoption of this Ordinance was seconded by Councilman Parkerson and same was adopted on a Yea and Nay vote. Voting Yea, Councilmen Anderson, Heffner, Nies, Parkerson, Post and Taft. Voting Nay, none.

In reference to the communication from Mr. H. E. Preston, requesting the construction of curb and gutter abutting Lots 1 and 2, Block 5, Wildwood Subdivision Councilman Anderson offered the following Ordinance and moved its adoption:

ORDINANCE NO. 898

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND:

Section 1. That, the owner of Lots 1 and 2, Block 5, Wildwood Subdivision, having requested the construction of curb and gutter abutting said lots bordering Heather Avenue, and thereby waiving all legal requirements in the way of advertising and hearing, the Superintendent of Public Works is hereby authorized to proceed with this work and to employ any additional help necessary in construction of same.

Sup. 89

Section 2. That assurance is made that the curb and gutter be constructed to proper grade, and that the cost of the construction of the work be held to a sum not to exceed One Thousand (\$1000.00) Dollars.

Section 3. That the cost of the construction of this curb and gutter be assessed against the lots abutting this improvement.

The adoption of this Ordinance was seconded by Councilman Parkerson, and upon a Yea and Nay vote, same was adopted. Voting Yea, Councilmen Anderson, Heffner, Nies, Parkerson, Post and Taft. Voting Nay, None.

The Clerk advised Council that the General Conference S.D.A., desired to pave Eastridge Avenue, from Wabash to Hudson Avenues, immediately, that to contract for the said paving, and pay the contractor in full, the City of Takoma Park to reimburse the General Conference for the middle one third of the street

construction, as is the usual custom in the construction of assessable improvements.

After discussion of this matter, Councilman Anderson moved that the General Conference S.D.A. be permitted to pave Eastridge Avenue to a width of thirty (30') feet with cement concrete, under the supervision of the Supt. of Public Works of the City of Takoma Park, Maryland, the General Conference to contract for the paving of this street, and pay the contractor in full; the City of Takoma Park to reimburse the General Conference for the middle one-third of said paving when properly passed and approved by the Supt. of Public Works of the City of Takoma Park, as to workmanship, cost, etc. This motion was seconded by Councilman Nies and approved.

Upon motion properly seconded, Council adjourned at 11:30 P. M.

J. Wilson Todd
Clerk

O. H. Youngblood
Mayor

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