SPECIAL MEETING
MAYOR AND COUNCIL
August 19, 1953

Those present: Mayor Beville, Councilmen Miller, McClenon, Eccleston and Kramer.

The Mayor called the meeting to order and announced its purpose. He stated that in the adoption of the Housing and Rooming House Ordinances some misinformation had gotten around resulting in several misunderstandings, and that in view of the recent clarification of some of the misunderstandings it was appropriate for the Council to fix a new effective date for registrations under the ordinance. He recommended that a person who registered by Sept. 1, 1953, be considered to have complied with the ordinance so far as registration is concerned.

Councilman McClenon suggested that while it was applied to waive the penalties for those who registered by Sept. 1, 1953, those who registered after July 15 and by Sept. 1st, 1953 should be charged interest at 6% per annum. He thought such persons should not be given a two month advantage over those who have complied with the present ordinance.

Councilman Eccleston moved the adoption of the following ordinance to amend Ordinance 1166 to change the expiration period of the initial registration from July 15 to and including Sept. 1, 1953.

ORDINANCE NO. 1213

repealed 8-1-93

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

THAT section 8 of Ordinance No. 1166 of February 9, 1953 (22:94), as amended by Ordinance No. 1188 of May 11, 1953 (22:142), is further amended by:

(a) striking out "weeks" and inserting in lieu thereof "months", and
(b) striking out "July 15" and inserting in lieu thereof "September 1,".

Councilman Kramer seconded the motion.

Upon being seconded and put to question, the ordinance was adopted with a roll call vote recorded as follows: Yeas: Councilmen Miller, McClenon, Eccleston and Kramer. Nays: none. Absent: Councilmen Klinck, Parkhill and Tymeson.

There being no further business to come before the Council at this time the meeting adjourned.

Tom Beville
Mayor

Harold A. Hillmond Jr.
Clerk and Treasurer

REGULAR MEETING
MAYOR AND COUNCIL
August 24, 1953

Mayor Beville called the meeting to order at 8:00 p.m. Those present: Councilmen Eccleston, Klinck, Kramer, McClenon, Miller and Parkhill. Absent: Councilman Tymeson.

Councilman McClenon corrected the minutes of July 27, 1953, as follows:

Page 4- second word between "survey" and "made" changed to "be".

Councilman Klinck corrected the minutes of July 27, 1953, as follows:

Page 2- paragraph 5, last line between "the" and "right" add "center" of the existing".

Councilman McClenon moved to dispense with the reading of the minutes of July 27, 1953, and that they be accepted as corrected.

Upon being seconded and put to question, the motion was carried.

Councilman Parkhill moved that the Financial Statement be accepted as read.

Upon being put to question, the motion was carried.

FINANCIAL STATEMENT
August 1953
SUMMARY

		Revenues July 1953		Revenues to 7/31/53	Bal. Bud. to 6/30/54	Total Budget
6/30/53	Cash on Hand Citiz. Bank		20457.18			
6/30/53	Cash on Hand Sub. Tr. Co.		394.02			
			20851.20			
	Revenues					
1.0	Taxes: General	194222.71		194222.71	142393.04	336615.75
1.0	Penalties & Interest	98.85		98.85	401.15	500.00
2.0	Licenses & Permits	564.73		564.73	22385.27	22950.00
3.0	Fines & Forfeitures	.00		.00	2700.00	2700.00
4.0	Use of Money & Property	.00		.00	267,00	267.00
5.0	Revenue-other sources	1635.24		1427.00	28408.00	29835.00
6.0	Serv. Char-Current Ser.	63.00		63.00	1337.00	1400.00
	Rooms & Apts. Bldg.	1222.50				
	Accounts Received	199.55		196376.29	197891.46	394267.75
		198006.58				
	Less Discount	3098.20	194908.38			
			215759.58			

	Disbursements	Disb. July 1953	Disb. to 7/31/53	Bal. Bud. to 6/30/54	Total Budget
10.	Gen. Govt.-Clk's Off.	2318.01	2318.01	31341.99	33660.00
10.	" " Govt. Bldgs.	2186.41	2185.77	10824.23	13010.00
10.	" " P/W Shop	.00	.00	11370.00	11370.00

Disbursements	Disb. July 1953	Disb to. 7/31/53	Bal. Bud. to 6/30/54	Total Budget
11.1 Police Dept.	6345.95	5493.95	57686.86	63180.81
11.2 Fire Dept.	6122.35	6122.35	45072.64	51194.99
12.1 P/W Dept: Office	1171.70	1171.70	15968.30	17140.00
12.2 " " Highways	2185.19	2185.19	29514.81	31700.00
12.4 " " St. Lighting	.00	.00	10250.00	10250.00
13.3 " " Sanitation	4475.49	4475.49	49024.51	53500.00
19.3 " " Recreation	683.58	683.58	7216.42	7900.00
19.4 Cultural-Library	.00	.00	12413.00	12413.00
21.1 Miscellaneous	2202.11	1989.17	8020.00	10009.17
22.1 Capital Budget	12800.00	13450.00	47550.00	61000.00
23.1 Insurance	.00	.00	5813.00	5813.00
Accounts Received	2806.27			
Accounts Payable	7795.36	40075.21	342065.76	382140.97
Rooms & Apts.	383.75	51476.17		
		164283.41		

Special Improvement Account

Bal. Citiz. Bank	6/30/53	4476.90
Deposit during July 1953		6455.09
		10931.99
Withdrawals		.00
Bal. Citiz. Bank	7/31/53	10931.99

CORRESPONDENCE:

1. Letter from R. Deane Shure to Mr. Peter Remsen congratulating him as being the one selected by the Council as Building Inspector and at same time expressed his approval on the Council passing one of the finest bits of legislation ever enacted by the Council. Referred to Public Welfare Committee.

2. Letter from Takoma Park Taxi Service requesting their consideration in the matter of the removal of the taxi stand. Referred to Public Safety Committee.

3. Memorandum to Chief Thomas from Sgt. Bell concerning the situation of dirt in street at Ann & University Lane, in which was stated that Mr. Lou Gorin had been contacted and that he would cooperate to the fullest extent to remedy this condition. Referred to Public Works Committee.

4. Letter from A. Morton Thomas in answer to request to investigate an alleged violation of Zoning at 90 Elm in which he replied that this number was 60 instead of 90 Elm and he could find no violation existing. Referred to Civic Improvement Committee.

5. Letter from Takoma Park Independence Day Committee, Inc., signed by Vincent Amoroso, Chairman, expressing appreciation for the cooperation given by the various departments of the City during the 4th of July Celebration. File Council file.

Councilman McClenon moved that the Council defer action on all petitions except Petition #A-1012, until a further date.

Upon being put to question, the motion was carried.

OPEN MEETING:

Mr. Maurice E. Taylor, 7604 Wildwood Drive addressed the Council asking if a decision had been made on Petition #A-2155 for request to rezone from R18 to R10. He was informed that they were of the opinion this had been done.

Mr. Michael Derato, 413 Lincoln Ave., addressed the Council regarding the possibility of the Council purchasing a public address system in order that one might be available whenever the City was in need of one. The Mayor stated that this matter had been discussed.

EXECUTIVE SESSION:

CIVIC IMPROVEMENT COMMITTEE:

Councilman Parkhill brought to the attention of the Council Zoning Petition #A-1012, for consideration. Owner of property is Bess Ninaj, Lot 27, Block 54, B. F. Gilbert's Subdivision and request is for reclassification from Residential "A" zone to Residential "C" zone. Mrs. Ninaj informed the Council she intended to erect a three apartment unit.

Those speaking against the change were as follows:

Rupert Dunn, 8022 Maple Avenue--Mr. J. H. Chappell, 715 Kennebec Ave.

Mrs. Read Calvert, 716 Kennebec Ave.-- Mrs. Kingsley, 713 Kennebec Ave.

The above citizens making protest, informed the Council they felt the street too narrow in this section for any further multiple family units and wished to keep the neighborhood in its present form with no more than two families to a unit, whereas most of the properties were single family units, within this area.

The City received by mail one approval for the rezoning, one disapproval and petition with 33 signatures for disapproval.

Following discussion on the matter Councilman Parkhill moved that the Council recommend the approval of petition #A-1012 for rezoning from Residential "A" zone to Residential "C" zone.

Upon being seconded and put to question, the motion was carried.

Councilman McClenon moved an amendment to the prior motion that the Council recommend for approval of reclassification from "A" zone to "B" zone rather than to "C" zone.

Upon being seconded and put to question, the motion was carried with the following roll call vote recorded as follows: Yeas: Councilmen McClenon, Miller, Kramer and Mayor Beville. Nays: Councilmen Eccleston, Parkhill and Klinck. Absent: Councilman Tymeson.

Announcement was made that the remainder of the petitions would be taken up at another meeting of the Council to be held on Tuesday, August 25, 1953, at 7:30 p.m.

Plans were submitted and discussed for the renovation to the exterior of 8 Columbia Avenue.

Councilman Parkhill moved the adoption of the following Ordinance:

ORDINANCE NO. 1214

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

Section 1. THAT the Plat of the resubdivision of Lots 62-66 inclusive, Block 55A, B. F. Gilbert's Subdivision, as per plat recorded in Plat Book 35 at Plat 2377 among the Land Records of Montgomery County, Maryland, into Lots 62A-65A, inclusive, Block 55A, B. F. Gilbert's Subdivision, conveyed by the Washington Loan and Trust Company, Trustee to Ronald S. Senseman and Lois H. Senseman, his wife, by deed dated July 2, 1948, and recorded in Liber 1166 at Folio 217 among said Land Records, is hereby approved subject to conditions as set forth in Ordinance 920 adopted by the Mayor and Council at a Special Meeting on Febraary 5, 1949.

Councilman Kramer seconded the motion.

Upon being put to question, the motion was carried and the Ordinance passed with the following roll call vote recorded as follows: Yeas: Councilmen Eccleston, Klinck, Kramer, McClenon, Miller and Parkhill. Nays: None. Absent: Councilman Tymeson.

Councilman Parkhill moved the adoption of the following Ordinance:

ORDINANCE NO. 1215

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

Section 1. THAT the Plat of the subdivision, of all the lands conveyed by Michael H. Green, et al, to Louise F. Denney, unmarried, by Deed dated September 17, 1947 and recorded Liber 1105 at Folio 6, and being also a resubdivision of Lot 10, Block 62, into Lots 21 and 22, Block 62, B. F. Gilbert's Addition, recorded in Plat Book "A" Plat No. 51, both among the Land records of Montgomery County, Maryland, is hereby approved subject to conditions as set forth in Ordinance 920 adopted by the Mayor and Council at a Special Meeting on February 5, 1949.

Councilman Kramer seconded the motion.

Upon being put to question, the motion was carried and the Ordinance passed with the following roll call vote recorded as follows: Yeas: Councilmen Eccleston, Klinck, Kramer, McClenon, Miller and Parkhill. Nays: None. Absent: Councilman Tymeson.

Following discussion on the remodeling of the gymnasium located in the Fire Dept. Bldg., Councilman Parkhill moved that the Superintendent of Public Works be authorized to prepare plans and specifications for the installation of an acoustical ceiling and that the proposed work to also consist of the application of a proper type of wall paint to the existing wall.

Upon being seconded and put to question, the motion was carried with a roll call vote recorded as follows: Yeas: Councilmen Eccleston, Miller, and Parkhill and Mayor Beville, Nays: Councilmen Kramer, Klinck and McClenon. Absent: Councilman Tymeson.

Councilman McClenon moved that in a revision of Ordinance 1166 Section 3(b) be amended by inserting the sentence:

"Where two or more buildings on the same piece of property or contiguous properties under the same ownership are administered as a single apartment

ORDINANCE NO. 1216

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

Section 1. Ordinance No. 1166 of February 9, 1953 (22:91-94), as heretofore amended, is further amended to read as follows:

"Section 1. Definitions.

"As used in this Ordinance---

"(a) The word 'person' shall mean and include natural persons of either sex, also copartnerships, corporations, and associations.

"(b) The term 'rooming house' shall mean any building occupied for more than thirty (30) days consecutively during any calendar year as the dwelling place of three or more persons not included in the family of the owner or lessee of such building, and in which the owner or lessee provides common or separate services, whether or not including cooking and/or eating facilities; also the property on which such building is located; Provided, That a building shall not be regarded as a rooming house merely because it is a multiple family dwelling as defined in subsection (c) of this section.

"(c) The term 'multiple family dwelling' shall mean any building occupied at any time during the calendar year as the dwelling place of more than one family unit, each of which occupies a portion of such building, which portion contains either a kitchen sink or cooking accommodations or both, and in which common or separate services are provided by the owner or lessee; also the property on which such building is located; Provided, That a building shall not be regarded as a multiple family dwelling merely because it is a duplex house or a set of row houses.

"(d) The word 'family' shall mean one or more persons, whether or not related by blood or consanguinity, occupying a dwelling and maintaining a household therein; Provided, That a roomer shall not be regarded as a part of the family of the person to whom he or she pays rent unless such person is his or her ancestor or descendant, sister or brother (by whole or half blood), or parent or child by adoption.

"(e) The word 'dwelling' shall mean a building which is occupied in whole or in part as the home, residence or sleeping place of one or more individuals; Provided, That bona fide guests who do not pay for their accommodations shall not be regarded as having a dwelling place at the home where they are visiting.

"(f) The word 'building' shall mean 'building or any part thereof'.

"Section 2. Registration.

"The owner or lessee of every rooming house and the owner of every multiple family dwelling located in the City of Takoma Park shall, in person or by agent, on or before the first day on which the building is used as a rooming house or a multiple family dwelling, file with the City Clerk and application for the registration of such rooming house or multiple family dwelling. Such application must:

"(a) be accompanied by the payment of the registration and inspection fee prescribed in section 3;

"(b) identify the building or dwelling, indicating its approximate date of construction, and give the owner's full name, residence and

193(4)

post office address. If the owner is a partnership, the application shall show the names and addresses of all the partners; if a corporation, the names and addresses of its principal officers;

"(c) state the name and address of the lessee, if any, with the same details as prescribed for the owner in subsection (b);

"(d) list the rooms of family units to be rented, showing the number of beds, bathrooms, shower stalls, lavatories and water closets on each floor; if private facilities are available in connection with private rooms, these must be specifically indicated.

"Where a family unit in a multiple family dwelling constitutes a rooming house under this Ordinance, it shall be so registered, in addition to the registration of the multiple family dwelling itself.

"Before the beginning of each year after the year in which the building is first used as a rooming house or multiple family dwelling, if it is to continue to be so used, the owner shall, in person or by agent, make application for a renewal of his registration, specifying in such application any modifications needed in the original application or the most recent renewal thereof.

"Section 3. Registration and Inspection Fees.

"Each application filed under section 2 shall be accompanied by the following registration and inspection fees:

"(a) In the case of a rooming house---

"(1) if rooms are rented for more than 30 days consecutively to not more than four persons at any time during the calendar year, $5;

"(2) if rooms are rented for more than 30 days consecutively to more than four but not more than twelve persons at any time during the calendar year, $10;

"(3) if rooms are rented for more than 30 days consecutively to more than twelve persons at any time during the calendar year, $15.

"(b) In the case of a multiple family dwelling, $5 for each family unit rented at any time during the calendar year not in excess of five, plus $2.50 for each family unit so rented in excess of five and not in excess of ten, plus 50 cents for each family unit so rented in excess of ten. A family unit occupied by the owner shall not be included in the number of family units rented.

"Upon payment of the prescribed fee, the applicant shall be given an official certificate of registration.

"In case the number of persons to whom rooms are to be rented or the number of family units rented during the calendar year is increased over the number specified in the application, the application shall within five days of such increase be amended, such amended application being accompanied by any additional amount of registration and inspection fee required by reason of such increase.

"Section 4. General Regulations.

"The following regulations shall apply to rooming houses and to multiple family residences:

"(a) The premises shall be maintained in conformity with all the building and health and fire prevention regulations prescribed by or for the City of Takoma Park and/or the county in which such premises are located.

"(b) The owner or lessee of the rooming house or multiple family residence shall be responsible for the maintenance of those areas therein which are not under the immediate control of any single room or dwelling unit.

"(c) Nothing in this Ordinance shall be construed as authorizing the violation of any applicable zoning regulation issued by a competent zoning authority, or of any other applicable law or regulation.

"(d) The owner or lessee of the premises shall not knowingly countenance the commission of any unlawful act on the premises.

"(e) The owner or lessee shall permit reasonable inspection of the premises by the duly authorized agents of the City or other governmental authority to ascertain whether or not this Ordinance and other applicable laws and ordinances are complied with.

"Section 5. Special Rooming House Regulations.

"The owner or lessee of every rooming house shall maintain a register similar to a standard hotel register, in which shall be inscribed in ink the names of all persons, other than members of his immediate family, renting or occupying rooms in such rooming house, and which shall be signed by the person or persons renting each room. This register shall be open at all reasonable times to inspection by any authorized inspector or peace officer of the City or County or State. No person shall write or cause to be written in such register any other or different name than the true name of the person referred to or the name by which he is generally known.

"Section 6. Penalties.

"Any person violating any provision of this Ordinance, or maintaining a rooming house or multiple family dwelling without registering the same under section 2 and paying the fee prescribed in section 3, shall be guilty of a misdemeanor and shall be subject to a fine of not less than $10 nor more than $50. Each day on which such violation occurs shall constitute a separate offense; but the total fine imposed shall not, if more than $100, be greater than $10 for each day on which a violation occurs.

"Section 7. Separability Clause.

"If any provision of this Ordinance, or its application to a particular situation, is held invalid, such invalidity shall not affect the validity of any other provision of the Ordinance, or the application of that provision to other situations.

"Section 8. Effective Date.

"This Ordinance shall take effect July 1, 1953. In the case of premises used as a rooming house or a multiple family dwelling on that date or within two months thereafter, for the second half of the calendar year 1953 the application referred to in section 2 shall be filed, and 50% of the fee prescribed in section 3 shall be paid, not later than September 1, 1953."

Section 2. Ordinances No. 1171 of February 23, 1953 (22:105), No. 1188 of May 11, 1953 (22:142), No. 1202 of July 6, 1953 (22:171), and No. 1213 of August 19,

193 (2)

1953 (22:188) are hereby repealed, but such repeal shall not prevent the enforcement of any penalties heretofore incurred under Ordinances No. 1166, as amended by any of the said Ordinances.

Section 3. Any action heretofore taken as if the amendments made by this Ordinance had already been made are hereby validated.

house unit, they may be treated as one multiple family dwelling for the purpose of this subsection."

Councilman Kramer seconded the motion.

Upon being put to question, the motion failed with the roll call vote recorded as follows: Yeas: Councilmen McClenon, Eccleston and Kramer. Nays: Councilman Miller, Klinck, Parkhill and Mayor Beville. Absent: Councilman Tymeson.

Councilman McClenon moved the adoption of the following Ordinance:

Councilman Parkhill seconded the motion.

Upon being put to question, the motion was carried and the Ordinance adopted with a roll call vote recorded as follows: Yeas: Councilmen McClenon, Eccleston, Klinck, Miller, Kramer and Parkhill. Nays: None. Absent: Councilman Tymeson.

PUBLIC SAFETY COMMITTEE:

Councilman Kramer advised the Council that the item on the study of truck traffic on Manor Circle & truck routes thru the City had been checked by the Police Department and given thorough study and that it was his recommendation that no action be taken on this matter, inasmuch as the investigation disclosed no excessive truck traffic in the areas specified.

Councilman Kramer moved that $200.00 reserve be allocated for the purpose of the Chief of Police to attend the Annual Conference of International Association of Chiefs of Police in Detroit, Michigan, from September 13 to 17th, 1953.

Upon being seconded and put to question, the motion was carried.

Councilman Kramer moved that the resignation of Officer Hayes be accepted.

Upon being seconded and put to question, the motion was carried.

Councilman Kramer presented picture displaying bench with advertisement on front part of back, which this company would place at various places within the City at no cost to the City, the purpose of which is to sell the advertisements. The City will have the liberty to specify the type of advertisement permitted.

Councilman Miller moved that this matter regarding benches be referred to the proper Committee for further study.

Upon being seconded and put to question, the motion was carried.

The matter of the removal of No Parking sign in front of 6604 Allegheny Avenue which had been acted upon by the Council some time ago, in which the decision was to leave it in its present position due to the fact that if moved would be too close to the corner, was requested for consideration again. Councilman Kramer stated this matter had been investigated again very thoroughly and after discussion on the matter, Mayor Beville moved that the No Parking sign in front of the Lot line 6604 and 6606 Allegheny Avenue be moved to Lot line of 6602 and 6604 Allegheny Avenue.

Upon being seconded and put to question, the motion failed with the following roll call vote recorded as follows: Yeas: Councilman Eccleston. Nays: Councilmen Klinck, Kramer, McClenon, Miller and Parkhill. Absent: Councilman Tymeson.

Mr. Wm. R. Ford, 724 Maplewood Avenue addressed the Council regarding the straightening out of Flower Avenue between Carroll and Sligo Creek Parkway. He was informed by the Council that this condition was already being considered by the Council.

Councilman Kramer stated that in view of the vacancy occurring from the resignation of H. Earle Russell as Justice of Peace for Prince George's County portion of the City, he moved that the Council recommend the appointment of Paul R. Carter, 303 Elm Avenue to fill this vacancy as Justice of Peace for Prince George's portion of the City.

Upon being seconded and put to question, the motion was carried.

FINANCE COMMITTEE:

Councilman McClenon moved that the bills amounting to $33,191.18 be approved for payment.

Upon being seconded and put to question, the motion was carried.

Councilman McClenon moved that $10.00 be paid to each party dedicating right-of-way on the Maple Avenue project.

Upon being seconded and put to question, the motion was carried.

PUBLIC WORKS COMMITTEE:

Councilman Klinck moved that the City advertise for Bids for the resurfacing of Laurel Avenue from Eastern to Carroll Avenues with a 1" Bituminous concrete surfacing, the estimate cost to be $1200.00.

Upon being seconded and put to question, the motion was carried.

Concerning the storm drainage on Glenside Drive, Councilman Klinck moved that the City advertise for Bids to cover the cost of the installation of the necessary storm drainage, curb and gutter and paving of that section of Glenside Drive right of Jackson Avenue to the northerly lot lines of Lot 21, Block 1 and Lot 4, Block 2 of Green Hill Farms Subdivision, this authority to advertise not to be exercised until a letter has been received from the property owner concerned requesting this improvement and stating that he is willing to pay to the City the entire cost of this proposed construction.

Upon being seconded and put to question, the motion was carried.

Councilman Klinck made report of progress on Maple Avenue and also stated that all bids for Brashears Run had been received and the approximate cost would be $83,000.00.

There being no further business to come before the Council at this time, upon motion being made, properly seconded and carried, the meeting adjourned at 12:00 midnight.

Mayor

Harold J. Hilliard Jr.
Clerk and Treasurer

SPECIAL MEETING
MAYOR AND COUNCIL

August 25, 1953

Mayor Beville called the meeting to order at 7:45 p.m. Those present: Councilmen Miller, McClenon, Parkhill and Kramer. Absent: Councilmen Eccleston, Klinck and Tymeson.

Mayor Beville explained that the purpose of this meeting was to make recommendation on remainder of the zoning applications.

LAW AND ORDINANCE COMMITTEE:

Councilman McClenon moved the adoption of the following Ordinance:

ORDINANCE NO. 1218

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

Section 1. It shall be unlawful for any person to leave for more than 24 hours, on any premises in the City of Takoma Park, other than in a dwelling house or in another structure ordinarily kept locked when it is not in the care of a responsible person, any refrigerator or other article having a door which is capable of being shut from the outside and not capable of being opened from the inside, unless such door has been removed or rendered incapable of being shut.

Section 2. Any person violating this Ordinance shall be punished by a fine of not over $100 or imprisonment for not over 30 days, or both.

Councilman Kramer seconded the motion.

Upon being put to question, the motion was carried and the Ordinance was passed with a roll call vote recorded as follows: Yeas: Councilmen Miller, Kramer, Parkhill and McClenon. Nays: None. Absent: Councilmen Eccleston, Klinck and Tymeson.

CIVIC IMPROVEMENTS COMMITTEE:

Councilman Parkhill moved the adoption of the following Ordinance:

ORDINANCE NO. 1217

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

Section 1. THAT the Plat showing resubdivision of Lot 24, Block 54, B. F. Gilbert's Addition to Takoma Park, into Lots 50, 51 and 52, Block 54, B. F. Gilbert's Addition to Takoma Park, as shown per plat recorded in Plat 23 and 51 among the Land Records of Montgomery County, Maryland and that it is a resubdivision of all of the lands conveyed by Carter Construction Corp., to Claud W. Clark and Clay M. Clark by Deed dated October 28, 1953 and recorded in Liber 1724 at Folio 346, is hereby approved subject to conditions

as set forth in Ordinance 920 adopted by the Mayor and Council at a Special Meeting on February 5, 1949.

Councilman Kramer seconded the motion.

Upon being put to question, the motion was carried and the Ordinance passed with a roll call vote recorded as follows: Yeas: Councilmen Miller, Parkhill, Kramer and McClenon. Nays: None. Absent: Councilmen Eccleston, Klinck and Tymeson.

At this point, Councilman Parkhill proceeded to bring the remainder of the zoning petitions to the Council's attention for recommendation as follows:

Petition A-1010-- C. W. & Daisy B. Slade (owners, Lot 12, Block 105, Palmer Tract), request for reclassification from Residential "B" zone to Residential "C" zone.

No objections to this reclassification were received.

Councilman Parkhill moved that the Council recommend that Petition A-1010 be approved for rezoning from Residential "B" zone to Residential "C" zone.

Upon being seconded and put to question, the motion was carried.

Petition A-1033-- Elmer L. & Shirley T. Moore, Lot 13, Block 105 Takoma Park, request for reclassification from Residential "B" zone to Residential "C" zone.

No objections to this reclassification were received.

Councilman Parkhill moved that the Council recommend that Petition A-1033 be approved for rezoning from Residential "B" zone to Residential "C" zone.

Upon being seconded and put to question, the motion was carried.

Petition A-1015-- Marguerite L. Jenkins and Sadie L. Ward, Executrixes of the Estate of Wm. R. Lane-- Pt. of Lot 14, Block A (Gilbert & Wood) B. F. Gilbert's Addition, request for reclassification from Residential "A" zone to Commercial "D" zone.

Councilman Parkhill moved that the Council recommend that Petition A-1015 be approved for rezoning from Residential "A" zone to Commercial "D" zone.

Upon being seconded and put to question, the motion was carried.

Petition A-1017-- Stanley Lush, Lot 43, Block 54, B. F. Gilbert's Subdivision, request for reclassification from Residential "B" zone to Residential "C" zone.

The following citizens spoke in opposition to this rezoning:

Mr. F. Helm, 8111 Roanoke Ave.---Mrs. Read Calvert, 716 Kennebec Ave.
Mr. Simcock, 8109 Roanoke Ave.

Councilman Parkhill moved that the Council recommend that Petition A-1017 be disapproved for rezoning from Residential "B" zone to Residential "C" zone, until such time as further development in the area requires "C" zone usage.

Upon being seconded and put to question, the motion was carried.

Petition A-1080-- Vance A. Tribbett, Lots 23 and 24, Block 55, B. F. Gilbert's Subdivision, request for reclassification from Residential "B" zone to Residential "C" zone.

Councilman Parkhill moved that the Council recommend that Petition A-1080 be approved for rezoning from Residential "B" zone to Residential "C" zone on condition that the applicant dedicates to the City of Takoma Park for street use that portion of his property at the eastern and western ends that extend beyond the lot line of Lots 59 and 66, Block 55A. The Council does not feel that the lot is suitable for Residential "C" zone usage with the narrow 30 ft. street now fronting on the property.

Upon being seconded and put to question, the motion was carried.

Petition A-1025-- Robert & Charmaine Bainum, Lot 10, Block 56, B. F. Gilbert's Subdivision, request for reclassification from Residential "B" zone to Residential "C" zone.

Councilman Parkhill moved that the Council recommend that Petition A-1025 be approved for rezoning from Residential "B" zone to Residential "C" zone.

Upon being seconded and put to question, the motion was carried.

Petitions A-1069, 1036, 1037, and 1038

Mrs. Theodore Flaiz, 8011 Maple Avenue, addressed the Council in favor of the reclassification of the following properties requesting rezoning from Residential "A" zone to Residential "C" zone.

The following opposed the reclassification of the following properties requesting rezoning from Residential "A" zone to Residential "C" zone.

O. J. Gibson, 7911 Sligo Creek Parkway---Mr. Kimble, 8000 Maple.

1. Petition A-1069--William R. & Atah Steele Ford, Lot 43, and southerly 30' Lot 44, Block 53, Flower Avenue Park, request for reclassification from Residential "A" zone to Residential "C" zone.

2. Petition A-1036--Adlai A. & Florence A. Esteb, Lot 48, Block 53, Flower Avenue Park, request for reclassification from Residential "A" zone to Residential "C" zone.

3. Petition A-1037--Clifford R. & L. Anderson, Pt. of Lot 44, Block 53, Flower Avenue Park, request for reclassification from Residential "A" zone to Residential "C" zone.

4. Petition A-1038--Minnis N. Coe, Pt. of Lot 45, Block 53, Flower Avenue Park, request for reclassification from Residential "A" zone to Residential "C" zone.

Councilman Parkhill moved that the Council recommend that Petitions A-1036, 1037, 1038, and 1069 be approved for rezoning from Residential "A" Zone to Residential "C" Zone.

Upon being seconded and put to question, the motion was carried.

Petition A-1070-- William R. & Atah Steele Ford, Lot 40, Block 53, Flower Avenue Park, request for reclassification from Residential "A" zone to Residential "B" zone. C

Councilman Parkhill moved that the Council recommend that Petition A-1070 be disapproved for "C" zone but approved for Residential "B" zone.

Upon being seconded and put to question, the motion was carried.

Petition A-1034-- H.R. & J.R. Miller, Attys., for owner, Lot 17, 18 & 19, Block 18, B. F. Gilbert's Subdivision, request for reclassification from Residential "A" zone to Residential "C" zone.

Councilman Parkhill moved that the Council recommend that Petition A-1034 be disapproved for rezoning from Residential "A" zone to Residential "C" zone.

Upon being seconded and put to question, the motion was carried.

Petition A-1021-- George A. & Mary B. Fay, Pt. of Lot 4, Section 1, S. S. Carroll's Addition to Takoma Park, request for reclassification from Residential "A" zone to Residential "B" zone.

Councilman Parkhill moved that the Council recommend that Petition A-1021 be approved for rezoning from Residential "A" zone to Residential "B" zone.

Upon being seconded and put to question, the motion was carried.

Petition A-1063-- David L. & T. Jeanne Wood, Lot 8, Block 4, S. S. Carroll's Addition to Takoma Park, request for reclassification from Residential "A" zone to Residential "B" zone.

Councilman Parkhill moved that the Council recommend that Petition A-1063 be disapproved for rezoning from Residential "A" zone to Residential "B" zone.

Upon being seconded and put to question, the motion was carried.

There being no further business to come before the Council at this time, upon motion being made, properly seconded and carried, the meeting adjourned at 11:30 p.m.

Mayor

Clerk and Treasurer