

PUBLIC HEARING

November 2, 1966

The Hearing was called to order by Mayor Miller at 8:00 p.m. Councilmen Geib, Jones, McKenzie and Roth were present. City Administrator Pridgen, Building Inspector Williams and Deputy Fire Chief Fickes were present. Mrs. W. Sullivan, co-owner and representing all of the owners of the property located at 6907 Westmoreland Avenue, Parts of Lots 10 and 11, Block F, Gilbert and Woods Subdivision within the City of Takoma Park, Maryland was also present.

Councilman McKenzie, Chairman of the Public Welfare Committee, explained the purpose of the meeting as required by Ordinance No. 1917 adopted by the Mayor and City Council on October 10, 1966. The Ordinance set forth the findings of City Officials concerning the condition of the building located on the subject property and designates same as unfit for human habitation. The Hearing is to give the owners an opportunity to express their views and plans relating to the condition of the building.

Mrs. Sullivan stated that she was aware of the condition and that in her opinion the building should be condemned for human habitation. She stated that her mother, Mrs. Taltamus, is 93 years of age and is fondly attached to the building because this was her home for many years. She further stated that she was reluctant to hurt her mother's feelings because she does not fully realize the hazardous conditions existing. She stated that she hopes to soon be able to convince her mother that it is unsafe for her or anyone else to occupy the building, but pointed out that her mother is very strong willed and stubborn. Mrs. Sullivan stated that she is determined not to permit Mrs. Taltamus to return to the house even though all she does is sit in a chair and reminisce.

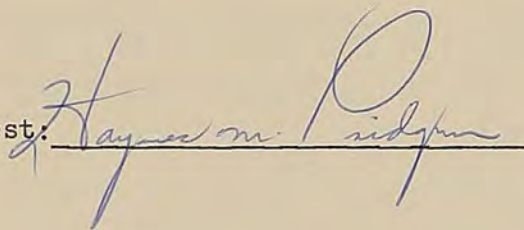
Mrs. Sullivan went on to say that the assessment on the house has just been increased by \$3,400.00 which she thought to be very unfair.

The Mayor and members of the City Council present indicated that a recommendation would be made at the next formal meeting of the City Council that an Ordinance be adopted condemning the house for further human habitation, permitting 30 days in which to clean up the combustible materials and 6 months to either rehabilitate or demolish the building. Mr. Pridgen, the City Administrator, cited Sections 10, 11, and 12 of Article 13 of the Municipal Code and Section 16, Chapter 86 of the Fire Prevention Code.

Mayor Miller instructed Mr. Pridgen to communicate with the Tax Assessors Office of Montgomery County concerning the increased assessment mentioned by Mrs. Sullivan.

The meeting was adjourned at 8:45 p.m.

Attest:



Approved: _____

THE CITY OF TAKOMA PARK, MARYLANDEXECUTIVE MEETING OF THE MAYOR AND COUNCIL

November 14, 1966

The Mayor and Council for the City of Takoma Park convened in Executive Session in the Council Room, #8 Columbia Avenue, Takoma Park, Maryland on November 14, 1966 at 8:05 p.m.

CITY OFFICIALS PRESENT

Mayor Miller
 Councilman Forshee
 Councilman Geib
 Councilman Kennedy
 Councilman McKenzie
 Councilman Roth
 Councilman Turner

Corporation Counsel Gingerich
 City Administrator Pridgen
 Police Chief Foster
 Fire Chief LaScola
 Director of Public Works Rhodes
 Building Inspector Williams
 Deputy Chief Fickes, Fire Dept.
 Deputy City Clerk Ziegler

Excused: Councilman Jones

Mayor Miller led in the Pledge of Allegiance to the Flag.

Mayor Miller called for a motion to dispense with the reading of the minutes of the meeting held on October 24, 1966. Councilman McKenzie moved that the minutes be approved as submitted. The motion was seconded by Councilman Kennedy and duly carried.

CORRESPONDENCE RECEIVED: Deputy City Clerk Ziegler reporting:

1. Dr. Homer O. Elseroad, Superintendent of Schools, Montgomery County: Thanking Mayor Miller for his recommendations for items to be included in the preparation of the FY 1967/68 budget. (Council as a Whole)
2. Mr. John T. Bonifant, Secretary, Washington Suburban Sanitary Commission: Notification that the proposed storm drainage construction through Block 73, Takoma Park, Stream Enclosure Project No. 7 now stands firmly approved. (Public Works)
3. Mr. John T. Bonifant, Secretary, Washington Suburban Sanitary Commission: Notifying the City that the proposed storm drainage construction in Oswego Avenue, Stream Enclosure Project No. 6 has been formally approved. (Public Works)
4. Mr. Robert W. Pully, Executive Secretary, Washington Suburban Transit Commission: Thanking Mayor and Council for support of the Washington Metropolitan Area Transit Authority Compact. (Council as a Whole)
5. Mrs. Del Purves, Corresponding Secretary, Takoma Park Women's Club, Inc.: Expressing appreciation and thanks for the improvement in the condition of the streets, curbing, and lighting in the City: (Public Works)
6. Mr. Joe Hayden, 6 Pine Avenue, City: Suggestion that the City Newsletter list names and telephones of young people who desire work such as grass cutting and leaf raking: (Council as a Whole) (Mr. Coffman, Newsletter Editor)
7. Mr. John D. Emler, President, Hillwood Manor Citizens Association: Request that something be done to move the sales and storage operations of the used furniture store near the corner of Sligo Creek Parkway and New Hampshire Avenue to the inside of the building and inquiring if dwelling in the building is permitted under the present zoning regulations: (Public Welfare)

Correspondence, cont.

8. Mrs. Marian R. Anderson, 7324 Glenside Drive, City: Offering City eight large Glendale Azalea plants for City parks. (Azalea Committee)
9. Mrs. Barbara J. Prince, Wyatt Lane, City: Thanking City for putting stone on Wyatt Lane and requesting permanent paving be done. (Public Works) (Public Welfare)

FINANCIAL STATEMENT: City Administrator Pridgen reporting

See last page of these minutes.

Mayor Miller stated that with the help of several of our older firemen the "Fire Service Extension" School at the University of Maryland was founded in 1938. Noted that the City Fire Department had had men in the first class and each class since. A total of 270 Takoma Park Firemen have had a total of 89,100 hours of training in these classes, the 55th of which just graduated. Felt that such fine training assured the City of one of the best Fire Departments in the country. Noted that attendance at the Training School was on the men's own time and not paid time, expressing his admiration for the men who wished to learn the latest scientific methods of fire fighting.

PUBLIC PARTICIPATION

1. Mrs. Evelyn Ferry, 24 Hickory Avenue, City: Stated that she appreciated the repainting of one of the homes on her street as it added much to the improvement of the neighborhood and commended the owner for his efforts. Stated that the recent tax reassessments had been extremely high and requested that the Mayor and Council offer some relief from high taxation to those who were retired or ill and could not afford to pay the huge increases which would come about from these new assessments. Inquired if the City could not hold a home improvement contest or beautification contest in connection with the annual spring cleanup. Mayor Miller referred this suggestion to the Azalea Committee. Also suggested early planning for the summer's band concert series. Mayor Miller reported that a letter had already gone out requesting the Service Bands' participation for the coming summer. Mrs. Ferry stated that she had always received fine cooperation from the Mayor and Council. Inquired as to whether any news was available on the hearing for the special exception on Carroll Avenue for the parking for the proposed apartment hotel. City Administrator Pridgen stated that a letter had been sent to the Board of Appeals informing them that the Mayor and Council had no objections to the granting of the special exception, but that as yet no word on the decision had been received.
2. Mrs. M. Holmes, 10 Pine Avenue, City: Thanked the Mayor and Council for the wonderful manner in which they handled the matter of the North Central Freeway.
3. Mr. J. S. Barrows, 7063 Carroll Avenue, City: Stated that it was a pleasure to be back attending a Council meeting again.
4. Mrs. Barbara Prince, Wyatt Lane, City: Inquired if there had been any further decisions on the paving of Wyatt Lane. She was informed that there would be a report on this subject later in the meeting.

COMMITTEE REPORTSLAW ENFORCEMENT COMMITTEE: Councilman Kennedy reporting

1. Justice of the Peace: Reported that the name of the applicant for this position in the Montgomery County section of the City was being submitted to the Governor by one of the State Senators. Hoped to have a report on this soon.

Law Enforcement Committee, cont.

2. Police Dog: Reported that the dog owned by Officer Stitely had been unable to pass the physical examination for a police dog and that another dog acquired by the officer had also been unable to qualify. Moved that the Police Department be authorized to purchase a suitable dog for a cost not to exceed \$70.00. The motion was seconded by Councilman Geib and duly carried.

PUBLIC WELFARE COMMITTEE: Councilman McKenzie reporting

1. Hilltop and Geneva Avenues - Railing: Reported that there had been some confusion as to just what the residents requesting this railing wanted, but that it now appeared that they felt the present railing to be inadequate to keep cars from sliding down the hill in icy weather. Requested Mr. Rhodes and Mr. Williams to look into the matter further and determine the Right of Way line.

2. 6907 Westmoreland Avenue: Proposed the following Ordinance be adopted:

ORDINANCE NO. 1920

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

SECTION 1. THAT WHEREAS on October 10, 1966, Ordinance No. 1917 was adopted authorizing legal proceedings for condemnation of the building located at 6907 Westmoreland Avenue, situated on parts of Lots 10 and 11, Block "F", Gilbert and Woods Subdivision within the City of Takoma Park, AND

SECTION 2. THAT a Public Hearing was held on November 2, 1966 as prescribed by law with a representative of the owners of the property. Minutes of such Hearing being recorded in Minute Book Volume No. 31, Page 264.

SECTION 3. THEREFORE the Mayor and Council hereby condemn the building located at 6907 Westmoreland Avenue as unfit for human habitation, AND

SECTION 4. THAT in accordance with Article 13, Sections 10, 11, 12 of the Municipal Code 1961 and Section 16, Chapter 86 of the Fire Prevention Code of Takoma Park, Maryland, the owners, Paul W. Taltamus et al recorded in the Land Records of Montgomery County, Liber 1862, Folio 306, and in Tax Record a/c #146685 be ordered to cease and desist human occupancy of said building by owners, tenants or otherwise and further to remove hazardous combustible unnecessary accumulations of waste paper and debris and further to board accessible openings including exterior windows and doors, the sill of which is less than 12 feet above ground level so as to prevent any person from entering unto said premises, AND

SECTION 5. FURTHER that the owners, Paul W. Taltamus, et al, are hereby ordered to accomplish the removal of hazardous materials and the boarding of the building within a period of thirty (30) days from the date of November 14, 1966 and to either restore the building to a habitable condition or demolish the building and remove all debris within six (6) months from date of November 14, AND

SECTION 6. FURTHER THAT the Inspector of Buildings for the City of Takoma Park be hereby authorized and directed to place placards on the above named building in accordance with this condemnation ordinance.

Public Welfare Committee, cont.

The motion was seconded by Councilman Roth and adopted by a Roll Call Vote recorded as follows: Aye: Councilmen Forshee, Geib, Kennedy, McKenzie, Roth and Turner. Nay: None. Excused: Councilman Jones.

3. Ritchie Avenue Lots: Reported that although notices have been sent out, the owners of these lots have made no attempt to clean them up. Moved the adoption of the Following Ordinance:

ORDINANCE NO. 1921

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

- SECTION 1. THAT WHEREAS on October 10, 1966, Ely & L. Weinkranz, et al, owners of Lot 14, Block 61, B.F.G. Subdivision, Ritchie Avenue, were notified that they were in violation of Article 36, Section 9 of the Municipal Code 1961 concerning undergrowth, weeds and debris, AND
- SECTION 2. THAT on October 31, 1966 David L. and T. J. Wood, et al, owners of pt Lot 16, Block 61, B.F.G. Subdivision, Ritchie Avenue, were also notified that they were in violation of Article 36, Section 9, AND
- SECTION 3. THAT to date there has been no indication that the owners plan to comply with the above Article 36, Section 9.
- SECTION 4. THEREFORE, in accordance with subsection (c), Section 9, Article 36 of the Municipal Code 1961, the Mayor and Council hereby authorize the City Administrator to advertise that the City will cause removal and abatement of the nuisances and assess costs incurred including advertising as lien against such properties, AND
- SECTION 5. FURTHER THAT the Director of Public Works be authorized upon the expiration of the period required under subsection (c) as stated in Section 4 of this ordinance to engage the services of an appropriate contractor to clean the above lots described in Sections One and Two and to present bills for such services to the Council for an assessment ordinance.

The motion was seconded by Councilman Geib and adopted by a Roll Call Vote recorded as follows: Aye: Councilmen Forshee, Geib, Kennedy, McKenzie, Roth and Turner. Nay: None. Excused: Councilman Jones.

4. Furniture Store at 1111 Sligo Creek Parkway: Reported that complaints on the outside storage of furniture at this location continue. Noted that the C-1 zoning permits one dwelling in a commercial building. Requested the City Administrator to transmit a letter to the Maryland National Capital Park and Planning Commission to inquire if there were any zoning violations involved in the operation of the business.

PUBLIC WORKS COMMITTEE: Councilman Roth reporting:

1. Wyatt Lane: Reported that this matter was discussed at the Public Works Committee Meeting and that any further improvement of Wyatt Lane would require the request of such improvement to be made by the abutting property owners. Advised Mrs. Prince to speak to the owners of the property.

Public Works Committee, cont.

2. Street Light: Reported that the Committee did not feel Wyatt Lane had enough use to require a street light. Pointed out that PEPCO had surveyed the area and had not recommended a street light at this location. Councilman Kennedy stated that perhaps the crime-detering factor should be taken into consideration in determining the need for a street light at this location. Councilman Roth said that he would be glad to leave the item on the agenda pending a recommendation from the Law Enforcement Committee.
3. Dump Truck: Reported that 4 bids had been received for a dump truck to replace the ten year old one being used at present. The low bidder was Monroe Ford Co., Inc. Moved the adoption of the following Ordinance:

ORDINANCE NO. 1922

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

- SECTION 1. THAT after having been duly advertised in accordance with law, bids have been received and publicly opened on November 8, 1966 for a two wheel drive dump truck to be used by the Public Works Department, AND
- SECTION 2. THAT the low bid submitted by Monroe Ford Company, Inc., 1237 East West Highway, Silver Spring, Maryland for one 1967 Ford F 612 cab and 23,000 lb. GVW chassis with a Garwood dump body with 1/2 cab shield mounted on chassis meets all specifications for Public Works Project No. 66-5, AND
- SECTION 3. THAT the contract be awarded to Monroe Ford Company, Inc. in the sum of FOUR THOUSAND ONE HUNDRED TWENTY FIVE DOLLARS (\$4,125.00) the aforesaid being the net amount after a trade-in allowance of \$175.00 for a 1956 Ford chassis with Heil Dump Body, AND
- SECTION 4. FURTHER THAT the City Clerk-Treasurer is hereby authorized to assign to Monroe Ford Company, Inc. Title No. G 260268 for 1956 Ford dump truck, Serial No. F50D6N-22688, AND
- SECTION 5. FURTHER THAT the sum stated in Section Three of this Ordinance be transferred from the RESERVE FUND to Account No. 12.203C.

The motion was seconded by Councilman McKenzie and adopted by a Roll Call Vote recorded as follows: Aye: Councilmen Geib, Kennedy, McKenzie, Roth and Turner. Nay: None. Excused: Councilman Jones. Presiding in Mayor Miller's temporary absence: Councilman Forshee.

4. Street Lights: (a) Moved that PEPCO be requested to install a street light at Pole # EP 79117 on Ritchie Avenue. The motion was seconded by Councilman Geib and duly carried. (b) Also moved that PEPCO be requested to install a street light at Maplewood Avenue and Edinburgh Lane. The motion was seconded by Councilman Geib and duly carried. The annual cost of the two lights will be \$51.40.

6. Sprinkling Systems for Public Gardens: Reported that two bids had been received for the installation of sprinkling systems in the parks where azaleas have been planted or are planned for planting in the near future. Moved the adoption of the following Ordinance:

Public Works Committee, cont.ORDINANCE NO. 1923

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

- SECTION 1. THAT after having been duly advertised in accordance with law, bids were publicly opened on November 8, 1966 for installation of water service connections in six City Parks, Public Works Project No. 66-6, AND
- SECTION 2. THAT the low bid contract be awarded to George C. O'Connor, 2104 Parker Avenue, Silver Spring, Maryland in an amount not to exceed FOUR THOUSAND EIGHT HUNDRED DOLLARS (\$4,800.00), AND
- SECTION 3. THAT the six parks included in Project No. 66-6 are Upper Portal Park, Takoma Avenue and Piney Branch Road; Bliss Park, Takoma Avenue Avenue and Albany Avenue; Lower Portal Park, Philadelphia Avenue and Piney Branch Road; Memorial Park, Philadelphia Avenue and Maple Avenue; City Park, Philadelphia Avenue and Holly Avenue; City Lot No. 59, Southeast corner of Philadelphia Avenue and Maple Avenue, AND
- SECTION 4. FURTHER THAT the sum stated in Section Two of this Ordinance be transferred from the RESERVE FUND to Account No. 19.303.

The motion was seconded by Councilman Geib and adopted by a Roll Call Vote recorded as follows: Aye: Councilmen Geib, Kennedy, McKenzie, Roth and Turner. Nay: None. Excused: Councilman Jones. Presiding in Mayor Miller's temporary absence: Councilman Forshee.

7. Storm Drainage: Reported that the WSSC was planning storm drainage projects by the Hampshire Towers Apartments and enclosing the stream that runs in between Public Works and the Recreation Center.

Councilman Roth reported that the September Issue of "Asphalt Paver" Magazine had an article on the repaving of the City streets and a picture of Mr. Rhodes. Commended Mr. Rhodes and the Public Works Department on the fine job done on resurfacing the City Streets.

FIRE PROTECTION COMMITTEE: Councilman Turner reporting:

1. Fire Hose: Reported that the Fire Department was in need of booster hose. Moved that the Fire Chief be authorized to purchase 300 feet of 3/4 inch hose in 6 sections for a total of \$255.00, funds to be transferred from the Reserve Fund to a/c 11.213. The motion was seconded by Councilman Kennedy and duly carried.
2. Tax Reassessments: Reported that he was incensed and indignant at the ridiculous and irresponsible reassessments imposed on the Montgomery County Section of the City. Noted that the house which was condemned earlier in the evening had been reassessed for an additional \$3,400.00 on the house alone. Noted that the house in question had obviously not increased its value by any such amount. Felt that the wide variations in the reassessments and the large overall percentage increases indicated errors in the assessment process. Moved that the following Resolution be adopted:

RESOLUTION

WHEREAS, it is the duty of the Mayor and Council to protect the citizens of Takoma Park and act in their behalf, AND

Resolution, cont.

WHEREAS, the recent reassessments on property in the Montgomery County section of the City of Takoma Park are neither fair nor uniform and cannot be explained by improvements made to property or by increased values of property, AND

WHEREAS, these reassessments will place a severe and inequitable burden on the property owners and residents,

THEREFORE BE IT RESOLVED that the Mayor and City Council do hereby protest and deplore these exorbitant and inconsistent reassessments and do call upon the State Department of Assessment and Taxation for an explanation of and relief from said reassessments.

The Resolution was unanimously adopted.

CIVIC IMPROVEMENTS COMMITTEE: Councilman Geib reporting:

Councilman Geib requested that the status of the Appeal on Z.A.P. Nos. E-185 and E-186 be checked into.

FINANCE COMMITTEE: Councilman Forshee reporting:

1. Income Tax: Moved that the City Administrator be authorized to apply to the Comptroller of the State of Maryland for an advance sharing of the City's share of the State Income Tax. The motion was seconded by Councilman McKenzie and duly carried.

2. Equipment: Moved that the City Administrator be authorized to purchase a small electric adding machine, Sears Model CW5807, for use in the City Administrator's Office, funds to be transferred from the Reserve Fund to a/c 10.443. The motion was seconded by Councilman Roth and duly carried.

PARKS AND RECREATION COMMITTEE: Councilman Jones excused

1. Square Dance: Mayor Miller reported that there would be a square dance at the Municipal Gymnasium in the Firehouse Building on November 22 at 8:30 p.m. The Square Dance is for adults only and a nominal fee will be charged, everyone is welcome.

Mayor Miller reported that Councilman Jones was excused from the meeting this evening as Mrs. Jones is in the hospital under treatment for severe burns.

Councilman Roth reported that the film the USIA had taken of the July 4th Parade here would be shown at the meeting of the Independence Day Committee on Wednesday evening in the Council Room at 8:00 p.m.

Councilman Turner reported that pictures of the Sister City Day Celebration had been sent to our Sister City, Jequie, Brazil.

SPECIAL LIBRARY COMMITTEE, Councilman Jones excused.

No report at this time.

COUNCIL AS A WHOLE COMMITTEE: Mayor Miller reporting

1. "Meet the Candidates Night": Reported that it was felt this might better be handled by a Civic Organization or group of Civic Organizations than by the City

Council as a Whole Committee, cont.

Administrator. Noted that it had been handled in this way in the past and had been most satisfactory. Requested the item be removed from the Agenda.

2. Unsightly Conditions: Reported that the City Department Heads had always been charged with observing the City for unsightly conditions and they would continue to have this responsibility. Requested the item be removed from the Agenda.

3. Comprehensive Plan: Reported that the Carroll - Laurel - Willow - Tulip Avenue area would be included in the planning for the Rapid Transit impact. Requested the item be removed from the agenda.

4. Laurel Avenue: Requested that the request for the removal of parking meters along the East side of Laurel Avenue and thirty minute parking enforced be placed on the Law Enforcement Committee's Agenda for a recommendation.

5. Year 2000 Plan: Mayor Miller commented on the Council of Governments Resolution for the Development Policies for the year 2000 for the National Capital Region. Stated that now that the C.O.G. has responsibility for Regional Planning, this matter will continuously be under its surveillance, therefore, the item can be removed from the City agenda.

6. Flower Avenue: Reported that the closing of Flower Avenue from Carroll to Maplewood could be considered under the overall planning to be done for the City in the face of Freeway and Rapid Transit impact and requested the item be removed from the agenda.

7. Regional Parking Committee: Reported that the Committee was no longer in existence and requested the item be removed from the agenda.

There being no further business to come before the Mayor and Council, the meeting was adjourned at 9:45 p.m. to reconvene in Regular Session on November 28, 1966 at 8:00 p.m.

Attest:

Belle Ziegler
Deputy City Clerk

Approved:

George M Miller
Mayor

FINANCIAL STATEMENT: City Administrator Pridgen reporting:BANK BALANCE AS OF OCTOBER 31, 1966SUBURBAN TRUST COMPANY - GENERAL FUND

Balance as of September 30, 1966	\$ 165,952.40	
October Receipts	51,480.49	\$ 217,432.89
*October Disbursements		163,451.08
Balance as of October 31, 1966		<u>\$ 53,981.81</u>

* Includes purchase of U. S. Treasury Bills

CITIZENS BANK OF MARYLAND - GENERAL FUND

Balance as of September 30, 1966	\$ 2,453.09	
No transactions during October	---	\$ 2,453.09
Balance as of October 31, 1966		<u>\$ 2,453.09</u>

CITIZENS BANK OF MARYLAND - SPECIAL IMPROVEMENT FUND

Balance as of September 30, 1966	\$ 8,198.95	
October Receipts	103.24	\$ 8,302.19
No disbursements during October		---
Balance as of October 31, 1966		<u>\$ 8,302.19</u>

CITIZENS BANK OF MARYLAND - RECREATION SAVINGS a/c T-63

Balance as of September 30, 1966	\$ 1,120.10	
No transactions during October	---	\$ 1,120.10
Balance as of October 31, 1966		<u>\$ 1,120.10</u>

SUBURBAN TRUST COMPANY - PAYROLL ACCOUNT

Balance as of September 30, 1966	\$ 9,430.25	
October transfers from General Funds	46,723.38	\$ 56,153.63
October Disbursements		50,926.71
Balance as of October 31, 1966		<u>\$ 5,226.92</u>

AMERICAN NATIONAL BANK OF MARYLAND - GENERAL FUND

Balance as of September 30, 1966	\$ 113.85	
October Receipts	12.00	\$ 125.85
No disbursements during October		---
Balance as of October 31, 1966		<u>\$ 125.85</u>

PETTY CASH FUND

Balance as of October 31, 1966		<u>\$ 200.00</u>
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U. S. TREASURY SECURITIES

	<u>COST</u>	<u>MATURITY VALUE</u>
Due for Maturity 12/31/66	\$ 48,653.96	\$ 50,000.00
Due for Maturity 1/31/67	48,646.67	50,000.00
Due for Maturity 2/28/67	48,453.00	50,000.00
Due for Maturity 3/31/67	48,417.50	50,000.00
Due for Maturity 4/30/67	48,305.83	50,000.00
Due for Maturity 5/31/67	48,133.33	50,000.00
Due for Maturity 6/30/67	47,901.08	50,000.00

THE CITY OF TAKOMA PARK, MARYLANDREGULAR MEETING OF THE MAYOR AND COUNCIL

November 28, 1966

The Mayor and Council for the City of Takoma Park convened in Regular Session in the Council Room, #8 Columbia Avenue, Takoma Park, Maryland on November 28, 1966 at 8:10 p.m.

CITY OFFICIALS PRESENT

Mayor Miller	Corporation Counsel Gingerich
Councilman Forshee	City Administrator Pridgen
Councilman Geib	Police Chief Foster
Councilman Jones	Director of Public Works Rhodes
Councilman Kennedy	Building Inspector Williams
Councilman McKenzie	Deputy Chief Fickes, Fire Dept.
Councilman Roth	Deputy City Clerk Ziegler
Councilman Turner	

The Invocation was rendered by Councilman Forshee.

Mayor Miller led in the Pledge of Allegiance to the Flag.

Mayor Miller called for a motion to dispense with the reading of the minutes of the meeting held on November 14, 1966. Councilman McKenzie moved that the minutes be approved as submitted. The motion was seconded by Councilman Kennedy and duly carried.

CORRESPONDENCE RECEIVED: Deputy City Clerk Ziegler reporting

1. Mr. Albert W. Ward, Director, State Department of Assessments and Taxation: Acknowledgment of receipt of Resolution adopted by the Mayor and Council relating to the recent reassessment of property in the City and request for specific information on the basis for the adoption of the Resolution. (Civic Improvements) (Copies to Council)
2. Copy of letter from Mr. Albert W. Ward, Director, State Department of Assessments and Taxation, to Mr. Garner W. Duvall, Supervisor of Assessments: Requesting that the reassessments in Takoma Park be gone into and that the Mayor and City Council be advised of the findings. (Civic Improvements) (Copies to Council)
3. Mr. Arthur Sylvester, Assistant Secretary of Defense for Public Affairs: Authorizing the military bands to participate in the summer concerts as their schedules will permit. (Parks and Recreation)
4. Mr. Richard J. Conley, 20 Columbia Avenue, City: Protesting the Montgomery County leaf burning regulations (Fire Protection) (Public Works)
5. Mrs. Gertrude P. Silverman, 7428 Carroll Avenue, City: Endorsement of Mayor and Council's stand on the recent reassessments. (Civic Improvements)
6. Mr. Clifford J. Waldron, Corresponding Secretary, Spring Park Community Association: Endorsement of proposed ordinance requiring the exterior of buildings to be kept up and suggesting it apply to yards and vacant lots as well and that the Ordinance specifically authorize the Council to consider extenuating circumstances which might prevent an owner from complying. (Civic Improvements)

Correspondence, cont.

7. Mr. Clifford J. Waldron, Corresponding Secretary, Spring Park Community Association: Requesting that the shrubbery be trimmed back over the sidewalk at 6701 Cockerill Avenue: (Law Enforcement) (Public Works)
8. Mrs. Raymond M. McGuire, Chairman, Zoning and Civic Improvement, Save Takoma Park Committee: Suggestion that after the new Civic Center is built, the City retain #8 Columbia Avenue for possible use by Health Department or Recreation Department. (Civic Improvements) (Council as a Whole)
9. Petition signed by 24 Citizens: Protesting the ban on the use of skateboards on the Public Streets and requesting the law be abolished (Law Enforcement) (Parks and Recreation)
10. Mrs. Esther D. Geib, Chairman, Social Committee, Sister City Corporation: Thanking Deputy City Clerk Ziegler and the Public Works Department for help with the Sister City Programs. (Council Files)

Mayor Miller welcomed the audience and announced that the Christmas Program would be held on December 11th at 5:00 p.m. at the Library, and that Santa Claus would be coming to town. Urged all to attend.

Mayor Miller presented certificates to the following girls who had completed the Fire Department's Baby Sitting Course: Rose Morina, Marcie Ritz, Gloria Loiacono, Janet Brawley, Bonnie Oquin, Carol Record, Sandra Bennett, Barbara Williams, Jennifer Garland, Jennifer Robinson, Lisa Geib, Wendy Grabe, Rae Curtis, Janice Mary Welsh, Arlene King, and Renae Oakes. Instructors for the course were: Sgt. James Jarboe, Takoma Park Fire Department; PFC Ray Williams, Takoma Park Police Department; Mrs. Nancy Hartung, R.N.; and Mrs. Jane McBride, R.N.

Mayor Miller announced that there would be only one Council Meeting in December on December 12th.

Mayor Miller read the following Resolution which was adopted at the August 8th meeting of the Mayor and Council, and presented a copy to Mr. Baron E. DeKalb, with thanks for his many contributions and years of service to the City. Mr. DeKalb thanked the Mayor and Council and reported that he would be serving on the Fire Prevention Committee.

RESOLUTION

WHEREAS, it was noted at the Council Meeting on June 13, 1966 that a suitable Resolution be prepared expressing commendation and appreciation for the untiring and valuable service rendered to the City of Takoma Park by

MR. BARON E. DeKALB

as a member of the Takoma Park Fire Department and that the City Clerk be authorized and instructed to spread a copy of such Resolution upon the City Records and that a copy thereof be presented to Mr. Baron E. DeKalb, AND

WHEREAS, Mr. Baron E. DeKalb joined the Takoma Park Fire Department on February 16, 1954 as a private, was promoted to private first class July 1, 1958, to Sergeant November 1, 1958, appointed fire inspector on November 16, 1959, promoted to Captain on March 1, 1961 with the duties of a Fire Marshal and was appointed to Deputy Chief on October 1, 1962, AND

Resolution, Cont.

WHEREAS, he gave generously of his time and efforts, especially in fire prevention, serving as a member of the Takoma Park Fire Department for over twelve years, in a dignified, faithful, impartial manner, AND

WHEREAS, he was mainly responsible for Takoma Park receiving Honorable Mention from 1960 through 1964 in the Fire Prevention Contests sponsored by the National Fire Protection Association and in 1965 received 23rd place in the United States, Honorable Mention in the United States Municipal Class V and 2nd place in the State of Maryland, AND

WHEREAS, he started the well known baby sitting courses within the City of Takoma Park, which have been used elsewhere in the United States and Canada; was active in promoting the Washington Sanitarium and Hospital Fire Brigade; was responsible for creating and carrying out the first Mrs. Fire Prevention Contest in Takoma Park and those that followed thereafter, NOW

THEREFORE, BE IT RESOLVED, that the Mayor and Council, the officials and employees and the citizens of Takoma Park do regret his resignation from the Fire Department and express their humble expression of esteem for Mr. Baron E. DeKalb in serving the City faithfully and well and wish him Health, Happiness, Success and Prosperity for many years to come.

PUBLIC PARTICIPATION

1. Mr. James Rouse, 7119 Poplar Avenue, City: Stated that he felt the recent reassessments were too high and requested the Council to readjust the tax rate if nothing could be done about the reassessments.

COMMITTEE REPORTS

PUBLIC WELFARE COMMITTEE: Councilman McKenzie reporting

1. Taxicab Ordinance Hearing: Reported that there had been no information received as to the results on this and as the Hearing had been before the old County Council, perhaps a new hearing before the new County Council would be needed.

2. Sidewalk Improvement - Maple and Sherman Avenues: Councilman McKenzie read the first reading of the proposed Ordinance:

FIRST READING - PROPOSED ORDINANCE - SEE ATTACHMENT

3. Leaf Collection and Burning Regulations: Reported that they felt the Public Works Department was doing a good job of collecting leaves. Noted that all areas of the City have had at least one collection. With reference to Mr. Conley's letter, pointed out that the Montgomery County burning regulations did not include the City and that burning was permitted as follows: Open fires shall be attended at all times. Garbage, dead animals, animal waste and materials which create dense smoke or emissions injurious or noxious to people or property shall not be burned. During the months of March, April and May and from September 15 to December 15, inclusive, there shall be no open fires kindled except between the hours of 4:00 p.m. and 12:00 p.m. Open fires shall not be less than thirty feet from any building or structure and there shall be a clear space of not less than 10 feet around the fire. The burning of material of any kind on public roads, streets, highways, alleys, sidewalks, and public rights of way is prohibited at all times.

PUBLIC WORKS COMMITTEE: Councilman Roth reporting

1. Street Light: Reported that the request for a street light on Wyatt Lane was still being studied.
2. Carroll Avenue Sidewalk: Reported that construction was being planned for the area where the sidewalk level needs raising. Felt that the sidewalk should wait until the building planned was constructed and requested the item be removed from the agenda.
3. Street Lighting: Reported that Pepco had been requested to make a survey of the lighting situation in the Eastern, Carroll, Ethan Allen, Elm Avenues, etc, areas and make their recommendations. The recommendations have been received and include a street light on almost every pole in the area. A greater share of the lights would be 2500 lumens with the exception of some additional 4000 lumens on Ethan Allen near New Hampshire and on Laurel Avenue. Moved that PEPCO be authorized to proceed with their proposed plan (Drawing No. 6256904) for this area at a net annual increase to the City of \$3,907.54. The motion was seconded by Councilman Kennedy and duly carried. Councilman Kennedy stated he felt this was a very worthwhile project and quite important to the City. Councilman Forshee suggested that when this project was completed consideration should be given to the remaining portion of the City.
4. Urban Federal Aid: Reported that there was nothing further to be done about this at the present time and that the item should be taken off the agenda. Requested the City Administrator to inform the Council when something materializes on the State's proposed plan.
5. Laurel Avenue: Reported that when the time came to repaint the lines for parking spaces, they would be painted in the requested manner. Requested the item be removed from the agenda.
6. Right of Way Dedication - Ritchie Avenue: Reported that work on this was proceeding, and that it was hoped to have a report soon.
7. Pick-up Truck: Reported that the Public Works Department is in need of a new pick-up truck to replace the one being used at present by the sanitation supervisor which is a 1960 model. Moved that the Director of Public Works and the City Administrator be authorized to advertise for bids for one 4 wheel drive 3/4 ton pick-up truck. The motion was seconded by Councilman McKenzie and duly carried.
8. Impounding Lot Fence: Reported that additions to the fence had been made and it had been straightened.

FIRE PROTECTION COMMITTEE: Councilman Turner reporting

1. Firehouse Lighting: Reported that the lighting in the engine room, kitchen, and outside the Firehouse building was inadequate and that PEPCO had made a survey and come up with recommendations for increasing the lighting. Reported that it was hoped to have bids on the lighting soon.
2. Equipment: Reported that the furniture in the Firehouse lounge was 18 years old and in poor condition. Bids for refurbishing the furniture had been received and two bids for new furniture had been received and it would cost as much to fix the old as to buy new. Reported that two bids for 8 new chairs and 2 sofas had been received and recommended that the higher bid from Alpersteins Furniture be accepted since they could provide furniture of better materials and stronger construction. Moved the adoption of the following Ordinance:

ORDINANCE NO. 1924

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

SECTION 1. TEAT it has been determined that the Fire Department Lounge Room is badly in need of new furniture, AND

SECTION 2. THAT the Municipal Fire Chief be hereby authorized to accept the bid from Alpersteins Furniture, 1338 University Boulevard, Takoma Park, Maryland to furnish eight (8) new lounge room chairs at \$70.00 each and two (2) sofas at \$157.00 each, making the total sum EIGHT HUNDRED SEVENTY FOUR DOLLARS (\$874.00), AND

SECTION 3. FURTHER THAT the total sum stated in Section Two of this Ordinance be transferred from the RESERVE FUND to a/c 11.213.

The motion was seconded by Councilman Kennedy and adopted by a Roll Call Vote recorded as follows: Aye: Councilmen Forshee, Geib, Jones, Kennedy, McKenzie, Roth and Turner. Nay: None. Excused: None.

CIVIC IMPROVEMENTS COMMITTEE: Councilman Geib reporting

1. Appeal: Z.A.P. E- 511, 8,532 sq. ft., at 7418 Hancock Avenue, R-60 to R-10 Zone, Board of Trustees of Dupont Park Seventh Day Adventist Church, Applicant-owner:

Reported that the County Attorney has filed a motion to raise preliminary objection claiming that Cressy L. Kegg and the City of Takoma Park are not "persons aggrieved" within the meaning of the statute providing for the right to appeal from a decision of the County Council. A date for a hearing will be set for sometime in the reasonably near future for this motion and the appeal petition. Reported that he, Mayor Miller and Mr. Pridgen planned to be present at the hearing and requested that Mr. Gingerich also be there to represent the City.

2. Federal Grant for Beautification Program: Reported that the Azalea Committee is working on this and they hope to have a recommendation in the near future.

3. Z.A.P. E-185 and E-186, Wabash and Sligo Creek Parkway, case appealed: Reported that the case had been dismissed on January 21st and should be removed from the agenda.

4. Z.A.P. E-292: 10,261 sq. ft., Lots 35 and 36, Bl. 45, Carroll Manor, 7321 Carroll Avenue, R-60 to C-1 Zone, Mr. and Mrs. Floriman Leroux, owners: Reported that Mr. and Mrs. Floriman Leroux have entered an appeal to the Court of Appeals of Maryland in the above case.

5. Apartment House: Ritchie and Maple Avenues: Reported that a building permit had been received for the 17 story apartment house estimated to cost \$2,500,000.00. It will have 189 units.

PARKS AND RECREATION COMMITTEE: Councilman Jones reporting

No report at this time.

SPECIAL LIBRARY COMMITTEE: Councilman Jones reporting

No report at this time.

LAW ENFORCEMENT COMMITTEE: Councilman Kennedy reporting

1. Laurel Avenue: Reported that the request for removal of parking meters along the east side of Laurel Avenue should be taken off the agenda as new construction is proposed for the area.
2. Wyatt Lane: Reported that Wyatt Lane gives the impression of being a private drive and to put up a "Dead End" sign would advertise the fact that it was a public street and might increase its use. Requested the item be removed from the agenda.
3. Prevention of Dumping on Vacant Lots: Reported that legal action is being taken to see that the lots in question are cleaned up and this area as well as others are being observed by the Police Department to see that as near as possible dumping is not continued. Requested the item be removed from the agenda.
4. Carroll Avenue: Reported that it was felt that parking should be prohibited on the South side of Carroll Avenue between Columbia and Westmoreland Avenues rather than on the North side as recommended by the State Roads Commission. Noted that the North side had the business area and no parking restrictions would injure the businesses. Moved the adoption of the following Ordinance and its submittal to the State Roads Commission with an explanation:

ORDINANCE NO. 1925

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

- SECTION 1. THAT in the interest of public safety, all parking be prohibited on the South side of Carroll Avenue from Westmoreland Avenue to Columbia Avenue, AND
- SECTION 2. THAT the centerline be offset in the area described in Section One to favor the North side of Carroll Avenue where parking is permitted, AND,
- SECTION 3. FURTHER THAT the State Roads Commission be requested to install appropriate signs as required by Section One of this Ordinance and to offset center line as indicated in Section Two, AND
- SECTION 4. FURTHER THAT the penalty for violation of this Ordinance shall be the same as prescribed by the Municipal Code (1961) governing traffic violations in the City of Takoma Park, Maryland, AND
- SECTION 5. THAT the Director of Public Works be authorized to remove existing parking meters along route as indicated in Section One of this Ordinance simultaneously with the installation of signs by the State Roads Commission.

The motion was seconded by Councilman Jones and adopted by a Roll Call Vote recorded as follows: Aye: Councilmen Forshee, Geib, Jones, Kennedy, McKenzie, Roth and Turner. Nay: None. Excused: None.

5. Flower Avenue: Reported that the area between Chaney Drive and Sligo Creek Parkway had been restudied by the Committee, Chief Foster, and Mr. Rhodes and upon their recommendation, moved that two "Slow" signs be erected, one in the 7300 block and one in the 7400 block of Flower Avenue and two "No Parking Here to Corner" signs be placed on Flower Avenue 40 feet from the intersection of Flower and Cherry Avenues. The motion was seconded by Councilman Turner and duly carried.

Law Enforcement Committee, cont.

6. Over 18-hour Parking Ban: Reported that effective immediately, when a vehicle is marked for an 18-hour period, the officer will attach a warning ticket to the vehicle. Then, at the end of the allotted 18-hour period, if the car is not moved, a parking ticket will be issued. Requested the item be removed from the agenda.

7. Off-street Parking: Reported that it was part of the zoning regulations to require that off-street parking for tenants be provided by landlords of apartment buildings. To extend this to apartments in private homes and to rooming houses would be difficult. Felt it is hard to know where to draw the line. Mayor Miller suggested that the Law Enforcement Committee study a possible ban on parking in front yards. Requested the item be removed from the agenda.

FINANCE COMMITTEE: Councilman Forshee reporting

1. Abandonment of Niagara Avenue: Moved the adoption of the following Ordinance:

ORDINANCE NO. 1926

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

SECTION 1. THAT it has been determined that dedicated Niagara Avenue between Ritchie Avenue and Maple Avenue is no longer needed for public right of way and should be abandoned, AND

SECTION 2. THAT it has been determined that the City owned land between Niagara Avenue and Maple Avenue is no longer needed for public use and should be sold, AND

SECTION 3. THAT it has been determined that three thousand square feet of land, part of Lot 9, Block 59 and one thousand ten square feet of land, part of Lot 5, Block 60, B. F. Gilbert's subdivision, parallel to Ritchie Avenue, owned by Sixteenth Street Woods Development Corporation is needed for public right of way for the future improvement of Ritchie Avenue, AND

SECTION 4. THAT the Sixteenth Street Woods Development Corporation has tendered a good faith deposit in the amount of ONE THOUSAND DOLLARS (\$1,000.00) toward the exchange and purchase of land referred to in Section One, Two and Three of this Ordinance at an agreed price of thirty six cents (36¢) per square foot payable to the City for the net square footage of land transferred by the City in excess of the square footage of land received in exchange, AND

SECTION 5. THAT the Corporation Counsel be hereby authorized to proceed with the necessary legal requirements to accomplish the abandonment of Niagara Avenue between Ritchie Avenue and Maple Avenue and the preparation of necessary legal documentation to accomplish the intent of this Ordinance, withholding from conveyance a strip of land fifty feet in width and proper alignment for the extension of Ritchie Avenue into Maple Avenue, AND

SECTION 6. THAT the Mayor be hereby authorized to execute documents as required to accomplish the transfer of City owned land to the Sixteenth Street Woods Development Corporation, AND

SECTION 7. THAT the City Administrator be hereby instructed to notify the Maryland National Capital Park and Planning Commission of the proposed sale of public property and appropriately advertise such proposed transaction.

Finance Committee, cont.

The motion was seconded by Councilman Geib and adopted by a Roll Call Vote recorded as follows: Aye: Councilmen Forshee, Geib, Jones, Kennedy, McKenzie, Roth and Turner. Nay: None. Excused: None.

2. Personnel: Reported that as a result of Police Officer Thorowgood discharging his law enforcement duties he has been named in a law suit. This matter has been thoroughly considered by the Mayor and Council and recommendations received from the Corporation Counsel. Upon these recommendations proposed the following Ordinance be adopted:

ORDINANCE NO. 1927

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

SECTION 1. THAT WHEREAS it is the opinion of the Mayor and Council after due consideration of the Borgen vs Thorowgood case that Officer Thorowgood should not be responsible for attorney's fees and investigation costs in connection with defense of a law suit resulting from the performance of his assigned duties, AND

SECTION 2. THEREFORE THAT the sum of SEVEN HUNDRED AND SEVEN DOLLARS AND SIXTY FIVE CENTS (\$707.65) be hereby appropriated from the RESERVE FUND to account No. 10.512, AND

SECTION 3. THAT the Clerk-Treasurer be hereby authorized to pay over this sum to Hyman Shapiro, Esq. as a retainer in the amount of \$500.00 and reimbursement of \$207.65 for investigation fees.

SECTION 4. AND THAT any further fees and costs be subject to the approval of the Corporation Counsel and authorization by the Mayor and Council.

The motion was seconded by Councilman Jones and adopted by a Roll Call Vote recorded as follows: Aye: Councilmen Forshee, Geib, Jones, Kennedy, McKenzie, Roth and Turner. Nay: None. Excused: None.

3. Policy Statement and Procedure: Reported that Officer Thorowgood's experience pointed out the need for a policy statement and procedural guide for City employees. Moved the adoption of the following policy statement and procedural guide:

"The City will provide legal assistance through the Corporation Counsel in the event an employee is named as defendant or co-defendant in lawsuit as a result of discharging his or her assigned duties. In any such event, the employee shall immediately notify his Department Head presenting lawsuit summons to him. The Department Head shall immediately arrange a conference with the Corporation Counsel through the City Administrator. The City Administrator shall inform the Corporation Counsel of possible insurance coverage relating to the subject matter of the lawsuit. The Corporation Counsel in his discretion may require the cooperation and investigation by any City Department through the City Administrator.

Any charge or allegation of false arrest, police brutality (assault and battery) against any officer acting in good faith in the performance of his duties shall be thoroughly investigated by the Police Department and a complete file maintained on the matter. If lawsuit is subsequently brought the complete file shall be made available to the Corporation Counsel or the attorney defending the officer involved. It is the desire of the Mayor and Council that the City cooperate to the fullest extent in the defense of any employee acting in good faith in the performance of his duties.

Finance Committee, cont.

In the event an employee, other than a Police Officer, during the course of his assigned duties is involved in a situation which might subsequently lead to a lawsuit, the City Administrator may request the Police Department to investigate the case and develop a complete file on the particular situation for the purpose of defense of subsequent lawsuit.

The City will pay a reasonable cost for attorneys fees upon approval of the Corporation Counsel in the event the employee prefers to engage another attorney providing the procedure as outlined heretofore is followed. All Department Heads shall keep a written record of their actions concerning any such event or lawsuit with dates, time, names and places."

The motion was seconded by Councilman Geib and duly carried.

4. Civic Center Fund: Moved that the City Clerk-Treasurer be authorized to transfer \$17,000.00 from the Unappropriated Surplus 1965/66 Fund to the Special Fund for the construction of the proposed Civic Center. The motion was seconded by Councilman Geib and duly carried.

5. Merit Plan: Reported that the present Merit Plan has no instructions on what happens when Christmas or New Year falls on a Saturday or Sunday and proposed the following Ordinance:

ORDINANCE NO. 1928

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

SECTION 1. THAT Section 13 of Article 6 of the Municipal Code (1961) be amended by adding a subsection as follows:

(c) If said holiday falls on Saturday, the previous Friday will be recognized as the legal holiday. If said holiday falls on Sunday, the following Monday will be recognized as the legal holiday.

The motion was seconded by Councilman Turner and adopted by a Roll Call Vote recorded as follows: Aye: Councilmen Forshee, Geib, Jones, Kennedy, McKenzie, Roth and Turner. Nay: None. Excused: None.

6. Disbursements: Moved approval of September disbursements in the amount of \$224,186.67. and approval of October disbursements in the amount of \$163,451.08. Reported that the September disbursements had included purchase of \$150,000.00 in Treasury Bills and the October disbursements had included purchase of \$50,000.00 in Treasury Bills. The motion was seconded by Councilman Jones and duly carried.

7. State Income Tax Share: Reported that the City's share of the State Income Tax had been received. For Montgomery County the share was in the amount of \$39,527.25 - a 6.86% increase over last year. For Prince George's County the share was in the amount of \$19,517.14 - a 9.15% increase over last year for an overall increase of 7.61%.

Councilman Jones announced that the architect for the Civic Center will have the regenerated plans ready by December 1st and if these are approved, he will have the final plans ready by the 1st of January. Felt these plans could be reduced and put into a brochure for the citizens to study.

The meeting was adjourned at 10:15 p.m. to reconvene on December 12, 1966 at 8:00 p.m.

PROPOSED

ORDINANCE NO. _____

SECTION 1. WHEREAS the Mayor and City Council of the City of Takoma Park have determined that it is in the public interest to acquire for use as a public sidewalk 615 square feet of land described as follows:

Being part of Lots 6, 7, 8 and 9 in F.D.B. Austin's Subdivision of part of Block 50, B.F.Gilbert's Subdivision of Takoma Park, as per plat recorded in the Land Records of Montgomery County, Maryland, in Plat Book 4 at Plat 332, and beginning at the southeasterly corner of Maple Avenue and Sherman Avenue, said point being the most westerly corner of said Lot 9, and running thence with the southerly line of Maple Avenue as shown on said plat

- 1.) N 47° 58' 50" E 68.52 feet, and
- 2.) N 36° 57' 50" E 40.41 feet; thence with part of the easterly line of said Lot 6
- 3.) S 35° 01' 57" E 3.08 feet to a point on the southerly line of Maple Avenue, seventy (70) feet wide, as now existing; thence with said southerly line of Maple Avenue as now existing
- 4.) S 39° 02' 14" W 95.60 feet; thence
- 5.) with the arc of a curve to the left having a radius of 20.00 feet for a distance of 25.86 feet (chord 24.09 feet bearing S 02° 00' 08" W) to the easterly line of Sherman Avenue, forty (40) feet wide; thence with the easterly line of Sherman Avenue
- 6.) N 35° 01' 57" W 27.72 feet to the point of beginning and containing 615 square feet of land; AND

SECTION 2. WHEREAS the Mayor and City Council through its Corporation Counsel have made an offer to the record owners of aforesaid property described in Section One of this Ordinance which has been rejected.

SECTION 3. NOW THEREFORE, BE IT ORDAINED that the Mayor and City Council institute condemnation proceedings in the Circuit Court for Montgomery County for the acquisition of the aforesaid 615 square feet of land as described in Section One of this Ordinance, AND

SECTION 4. BE IT FURTHER ORDAINED that the Corporation Counsel be authorized and instructed to immediately institute condemnation proceeding in the Circuit Court for Montgomery County in accordance with this Ordinance, AND

SECTION 5. BE IT FURTHER ORDAINED that the Clerk-Treasurer be authorized to pay over to the owners of aforesaid 615 square feet of land as described in Section One of this Ordinance such sum of money as may be determined by the Circuit Court for Montgomery County as the value of said land, such funds to be transferred from the current RESERVE FUND at the date of settlement.

Attest: Belle Ziegler
Deputy City Clerk

Approved: George M Miller
Mayor