

ORDINANCE NO. 403

AN ORDINANCE DETERMINING TO ASSESS A PART OF THE COST OF IMPROVING PORTIONS OF BOLTON AVENUE, MUNSON AVENUE, PARK PLACE, CAUDILL STREET AND FRANCIS DRIVE IN THE CITY OF COLLEGE STATION, TEXAS, AGAINST ABUTTING PROPERTY AND THE OWNERS THEREOF, ADOPTING ENGINEER'S ROLLS, PROVIDING FOR NOTICE OF HEARING, AND DECLARING AN EMERGENCY.

WHEREAS, the City Council of the City of College Station, Texas, has heretofore ordered that the following portions of streets in said city be improved by raising, grading, filling same, installing concrete curbs and gutters and by paving and by installing drains, inlets and storm sewers, where provided the plans, with necessary incidentals and appurtenances and in accordance with the plans now on file with the City and in accordance with the specifications therefor, said portions of said streets being as follows, to-wit:

All that certain portion of Bolton Avenue described as follows: Commencing at the intersection of Bolton Avenue and Milner Drive thence in an easterly direction along Bolton Avenue until same intersects Puryear Drive.

All that certain portion of Munson Avenue described as follows: Commencing at the intersection of Munson Avenue and Francis Drive thence in a southeasterly direction along Munson Avenue until same intersects Gilchrist Avenue.

All that certain portion of Park Place described as follows: Commencing at the intersection of Park Place and Hereford Street thence in a westerly direction along Park Place until same intersects Fairview Avenue.

All that certain portion of Caudill Street described as follows: Commencing at the intersection of Caudill Street and Winding Road thence in a southeasterly direction along Caudill Street until same intersects the South Knoll.

All that certain portion of Francis Drive described as follows: Commencing at the intersection of Francis Drive and Highway 6 thence in an easterly direction along Francis Drive until same intersects Munson Avenue.

The improvements to Bolton Avenue, Munson Avenue, Park Place and Caudill Street shall consist of a six (6) inch compact depth limestone base with a one (1) inch asphalt plant mix with concrete curbs to a width, measured from back to back of 28 feet, as provided in said plans and specifications; and the improvements to Francis Drive shall consist of a six (6) inch compact depth limestone base with a one (1) inch asphalt plant mix with concrete curbs to a width, measured from back to back of 37 feet, as provided in said plans and specifications; and

WHEREAS, the City of College Station has entered into a contract with B W Construction Company for the improvements of said Bolton Avenue, Munson Avenue, Park Place, Caudill Street and Francis Drive, and the City Engineer has prepared and filed rolls or statements concerning the improvements and assessments therefor; and

WHEREAS, the City Council has determined to assess a portion of the cost of such improvements against the owners of the property abutting thereon and against such property; and

WHEREAS, the present condition of such streets and places endangers the public health and safety and it is necessary that the improvements thereof be proceeded with while the weather permits, and such improvements are being delayed pending the passing and taking effect of this ordinance and the other proceedings incidental thereto, and such facts constitute and create an emergency;

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, THAT:

I The City of College Station does hereby determine to assess a portion of the cost of said improvements to said portions of streets against abutting property thereon and against the owners of such property and said assessments to be levied in exercise of the power granted in Article II, Section XI of the Charter of said city, and as provided by Acts of 1927, 40th Legislature of the State of Texas, First Called Session, Chapter 106, page 489, as amended, commonly known as Article 1105-B, Revised Civil Statutes of Texas.

II Said rolls or statements be and the same are hereby adopted and approved.

III The several amounts proposed to be assessed against such parcels of property and the owners thereof, the other matters and things as shown on said rolls or statements being as follows, to-wit:

Table with columns: Name of Owner, Description, College Hills, Woodland Acres, C.H. Woodlands, Woodland Estates, College Park, Knoll. Includes names like G. Merkle, L. Sims, R. Morrison, Jr., L. Antony, Arthur Mervish, etc.

Where more than one person, firm or corporation owns an interest in any property above described, each person, firm or corporation shall be personally responsible only for its, his or her pro rata of the total assessment of such property and its, his or her respective interest bears to the total ownership of such property and its, his or her respective interest in such property may be released from the assessment lien upon payment of such proportionate sum.

IV A hearing shall be given by and before the governing body of the City of College Station, Texas, on the 15th day of June, 1964, at 7:00 p.m. at the City Council Chamber of the City Hall of the City of College Station, Texas, to the owners of the respective parcels of property and to all others in any wise interested, whether they be named herein or not, all of whom are hereby notified to be and appear at the time and place herein named and fixed, and said hearing shall be continued from time to time and from day to day, if necessary, until all desiring and presenting themselves to be heard, shall have been fully and fairly heard, and at which hearing any mistakes, irregularities or invalidities in any of the proceedings with reference to the making of said improvements or assessments therefor may be corrected and the benefits by means of said improvements, and the amount of the assessments, and the apportionment of the cost of the said improvements, and all other matters and things shall be determined, and the real and true owners of the property abutting upon the said streets to be improved, and any and all others in any wise interested, their agents and attorneys shall be and appear at said hearing at said time and place and present and make any protest or objections which they or any of them may have as to the said improvements, as to the benefits therefrom, as to the cost thereof, as to the amounts of such assessments, or as to the amounts assessed, or as to any mistake, irregularity or invalidity in any proceedings with reference to said assessments, such improvements, or to the contracts therefor and as to any other matter or thing in any wise connected, either with said improvements, contracts, or proceedings and after all desiring and presenting themselves to be heard, either in person or by agents, attorneys, or representatives have been fully and fairly heard, the said hearing shall be closed and assessments will be ordained and in accordance with law and the proceedings of the city be levied against the respective parcels of abutting property and the owners thereof, whether such owners be named herein or not, and whether the property be correctly described or not. At such hearings anyone in any wise interested or affected may subpoena witnesses and introduce evidence and have the right to appear and be heard.

V Assessments against abutting property and the owners shall be a personal liability of the owners of such property and a first and prior lien on the property against which assessments are levied, and shall be due and payable on or before thirty days after date of completion and acceptance of the improvements and said assessments shall bear interest from date of such completion and acceptance until paid at the rate of eight per centum (8%) per annum, payable annually, provided, any owner shall have the right to pay the assessment at any time before maturity by paying principal and interest accrued to date of payment, provided further that if default be made in the payment promptly as the same matures the entire assessment shall be collectible together with reasonable attorney fees and cost of collection, if incurred.

THE BATTALION

ROTC Prof Joins Staff

Maj. Robert B. Moore, member of the staff of Air Force ROTC Detachment 160 at the University of Georgia, has joined the AF-ROTC Detachment at A&M University as an assistant professor of air sciences.

Moore was assigned to Adana, Turkey before coming to the University of Georgia in 1963. He is a graduate of the United States Military Academy at West Point where he was commissioned in 1947.

Moore is a Command Pilot and he holds the Korean Service Medal, United Nations' Service Medal, Air Force Distinguished Unit Award and the World War II Victory Medal. Since coming to Athens, Moore has resided with his wife Pat and their two children Marcy and Sparky at 330 Greencrest Drive.

President Rudder, Robinette Make National News Scene

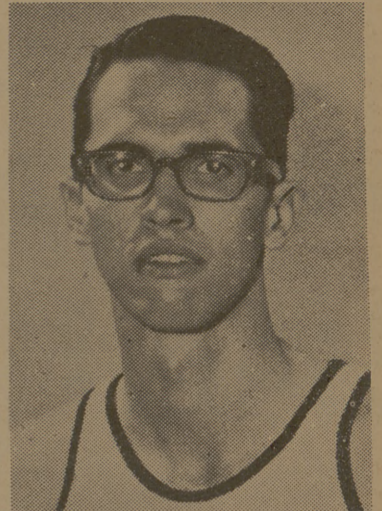
A&M President Earl Rudder, and Bill Robinette, former center of the '64 Aggie basketball team, were nationwide newsmakers recently when Newsweek magazine featured articles on each of them in two successive editions.

President Rudder was featured in the "Where Are They Now" column of the June 6 edition of Newsweek. The article was concerned with Rudder's then pending return visit to the site of the famous Ranger assault at Normandy, France, where in June 6, 1944 he personally led over 200 Rangers up the 100 feet cliffs of Pointe De Hoe. Rudder had been invited by President Johnson to join a group of D-Day veterans on the visit that marked the 20th anniversary of the invasion.

Robinette was featured in the June 15 edition of Newsweek as one of the magazine's choices for the Academic-All American basketball team.



RUDDER



ROBINETTE

During Robinette's undergraduate stay at A&M, he not only distinguished himself in Conference basketball but maintained a A minus average as well.

CofC Announces Woolworth Plans

The Bryan - College Station Chamber of Commerce has learned from reliable sources that the F. W. Woolworth Co. Office in New York has approved the expansion of its operation in downtown Bryan to a building with 175 ft. of Main Street and Bryan Street frontage, pending the developer's being able to obtain clear title to the land.

This store, according to the Chamber's source, will have a sales area covering the first floor and a full basement, with entrances on both Bryan and Main.

ORDINANCE NO. 402 AN ORDINANCE PROVIDING FOR A PUBLIC HEARING ON THE QUESTION OF REZONING LOT C, TAUBER ADDITION PRESENTLY ZONED AS DISTRICT NO. 1, FIRST DWELLING HOUSE DISTRICT TO DISTRICT NO. 3, APARTMENT HOUSE DISTRICT.

BE IT ORDAINED by the City Council of the City of College Station, Texas: WHEREAS, the City Planning and Zoning Commission has recommended that that land described herein be rezoned as District No. 3, Apartment House District;

IT is hereby ordered that a public hearing shall be held in the City Hall at 7:00 P. M. on June 15, 1964, on rezoning certain areas within the city limits, more particularly described as follows:

Lot C, Tauber Addition, presently zoned as District No. 1, First Dwelling House District to District No. 3, Apartment House District.

Notice of said hearing shall be published in a newspaper of general circulation in the city of College Station at least fifteen days prior to date of hearing.

PASSED AND APPROVED this 15th day of May, 1964.

APPROVED S/J. A. Orr Mayor Pro-Tem

ATTEST: S/K. A. Manning City Secretary

The improvements in each unit constitute an entirely separate district and independent unit, and the proposed assessment for the improvement in each unit is in no wise affected by any fact or circumstance had separate hearings, and separate notices thereof ordered.

The City Secretary of the City of College Station is directed to give notice to the owners of property abutting upon the said portions of streets named to be improved and to all others interested, of the time, place and purpose of such hearings and of all matters and things by causing a substantially correct copy of this ordinance to be published at least three times in a newspaper published in and of general circulation in the City of College Station, Texas, the first of which publication shall be made at least ten days before the date of such hearing, and by such publication all owners of property abutting upon said portions of said streets and avenues, whether such owners be named herein or not and whether the property be correctly described herein or not, as well as to all others in any wise interested therein or to be affected thereby, shall be and are duly notified and no error or mistake in the name of any property owner, in the description of any property or in the amount of any proposed assessment shall in any wise affect or invalidate such notice or any assessment levied pursuant thereto, and the real and true owners of such abutting property shall be and are by such notice duly and fully notified. The City Secretary is further directed, but not required to give further notice of such hearing by causing a substantial copy of such published notice to be mailed to each owner of property abutting upon such portions of said streets and avenues, but all such notices by mail shall be only cumulative of such notice by advertisement and publication, and said notice by advertisement and publication shall in all cases be sufficient and binding whether or not any other kind or character of notice be given.

The present condition of said portions of streets and avenues endangers health and public safety, and it is necessary that the improvements thereof be proceeded with at once and while the weather will permit, and such facts constitute and create an emergency and an urgent public necessity requiring that the rules and provisions providing for ordinances to be read more than one time or at more than one meeting be suspended, and requiring that this ordinance be passed as and take effect as an emergency measure, and such rules and provisions are accordingly suspended and this ordinance is passed as and shall take effect as an emergency measure and shall be in full force and effect from and after its passage.

PASSED AND APPROVED this 25th day of May, 1964.

APPROVED:

S/J. A. Orr

Mayor Pro-Tem

ATTEST:

S/K. A. Manning

City Secretary

Announcing Summer Rates! AT Aggie Cue Club 103 Boyett (Next to Campus Theatre) POOL..... 30c PER HOUR SNOOKER..... 30c PER HOUR FOR MEMBERS See Introductory Offer On This Page. Rates Available For Non-Members LADIES PLAY FREE! Air - Conditioned ENJOY the clean, wholesome atmosphere of the Aggie Cue Club, offering the most modern Billiard Equipment. SNACK-BAR with Complete Fountain Service Featuring: PIZZA To Go VI 6-9200 Use Your Lew - Ann Restaurant Meal Cards At The Aggie Cue Club