

March 5, 1957

The regular meeting of the City Council was held on the above date in the Municipal Court Room with Mayor B. E. Ball presiding.

All members of council were present and answered to roll call.

Minutes of the last meeting were read and approved.

The City Manager presented the application of John Lovell & Milford J. Gibson requesting taxicab owner's permit for the City of Norton. #997

On motion by Sol Cury, seconded by Fred H. King and carried by unanimous vote, permission was granted John Lovell and Milford J. Gibson to own and operate taxicabs in the City of Norton.

Mrs. George Parry spoke representing the different civic clubs in the City regarding the space for a library in the City of Norton. A lengthy discussion was held on this matter. #998

On motion by Sol Cury, seconded by W. R. Hamner and carried by unanimous roll call vote, the following resolution was adopted: #999

" BE IT RESOLVED by the Council of the City of Norton in regular meeting assembled on this the 5th day of March, 1957, that WHEREAS, certain civic organizations have proposed a plan to obtain a Community Library to serve all of Wise County and Norton, and WHEREAS, the City of Norton is asked to participate in the establishment of such a library at an annual cost to the City of Norton of \$863.00 for the continued operation of such library. NOW, THEREFORE, BE IT RESOLVED THAT the City of Norton will participate with Wise County in the establishment of such community library and will pay its proportionate part in the amount of \$863.00 annually for the continuation of such library when same is established. BE IT FURTHER RESOLVED THAT the City of Norton will secure a suitable location in said City for the demonstration library."

Mr. Hugh Cline appeared before council requesting sidewalk, curb & gutter and that street be widened in front of his property on Ridge Avenue. This matter was referred to City Manager to obtain proper location of street and to work up costs on sidewalk and curb and gutter and report back to council at next meeting. #1000

Mr. Cline also requested storm drain pipe be placed on his property on Chestnut Street so that his property and the adjoining property could be opened for building purposes. Matter referred to City Manager for further study. #1001

On motion by Fred H. King, seconded by A. O. Umstead and carried by unanimous vote, the following amendments to the zoning ordinance were adopted: #1002

"BE IT ORDAINED by the Council of the City of Norton, Virginia, that the zoning ordinance be amended by adding thereto the following new sections:

60022-5/33. Every application by a property owner to amend, supplement or change the district boundaries or regulations of this ordinance shall be filed in writing with the City Clerk and shall be accompanied by a fee of ten (10) dollars to be paid to the City Treasurer, which shall be applied to the cost of advertising and expense incidental to reviewing, publishing and reporting the facts.

34. The City Clerk shall forward any application for any proposed amendment, supplement or change of district boundaries or regulations to the City Manager and City Planning Commission for recommendation and report.

35. No action shall be taken by the Council until a report has been received from the Commission.

36. The Council of the City of Norton does hereby adopt, assume and place into effect for the said City of Norton the powers, limitations and procedures with reference to its planning commission as set forth in Article 2 of Chapter 25 of the Code of Virginia of 1950 as amended.

37. The planning commission of the City of Norton shall, after proper notice in the manner provided by law to the petitioner and adjoining property owners and after advertisement of its hearing duly published in two successive issues of the Coalfield Progress hold a public hearing with reference to any petition for the change of the boundary of any boundary of any districts in said city.

38. As a matter of policy the Council of the City of Norton shall consider the report of the Planning Commission after proper public hearing as set forth above just, fair and correct; and there shall be no public hearing before Council with reference to the report of said Planning Commission.

39. No application for a change of zoning of any lot, parcel or portion thereof, shall be considered by the City Council within one (1) year of the final action of the City Council upon a prior application covering any of the same described land. This provision, however, shall not impair the right of the City Council to propose any amendment of change in the boundaries of any of the Districts in this ordinance on its own motion.

40. An emergency is set forth and declared to exist and the foregoing amendments shall be in force and effective from this date.

On motion by A. O. Umstead, seconded by Fred H. King and carried by unanimous vote, the following resolution was passed:

#1003

BE IT RESOLVED THAT the Council of the City of Norton recommend to Judge George Morton that W. F. McElroy be appointed to the Electoral Board of the City of Norton to succeed himself, for a term of three years commencing March 1, 1957.

On motion by Sol Cury, seconded by Fred H. King and carried by unanimous vote, the following ordinance was adopted: #1004

BE IT ORDAINED by the Council of the City of Norton that in any criminal prosecution under Section 244 of the Code of the City of Norton, no person shall be required to submit to determination of the amount of alcohol in his blood at the time of the alleged offense as shown by chemical analysis of his blood, breath, or other bodily substance, but should the accused request in writing such a determination the arresting authorities shall render full assistance in obtaining such a determination at the costs of the accused. There shall be no formal requirements for the writing, but the writing may be in a prepared form submitted to the accused for his signature if he so requests.

Other than as expressly provided herein, the provisions of this section shall not otherwise limit the introduction of any competent evidence bearing upon any question at issue before the court. The results of a determination which are properly obtained shall be admissible as other evidence relating to the intoxication of the accused. The failure of the accused to request such a determination is not evidence and shall not be subject to comment in the trial of the case.

The Council having found that an emergency exists, this ordinance shall be effective from date of passage.

Discussion of the City having an equalization Board was held. No action taken. #1005

Mr. Greear, City Attorney, presented tentative application for requests of government loans for sewer systems. Matter referred to City Attorney for further study and presentation of application. #1006

The matter of public housing in the City was brought to the attention of council. No definite action taken. #1007

On motion by W. R. Hamner, seconded by A. O. Umstead and carried by unanimous roll call vote, the traffic regulations as submitted at February 19th council meeting were accepted. #1008

Mr. Davis presented bids on two dump trucks, giving the following tabulation: Norton Motor Inn, \$5,194.50; Witt Motor Company, \$5,413.40; Greever Motor Sales, \$5,600.00. #1009

On motion by Sol Cury, seconded by W. R. Hamner and carried by unanimous roll call vote, council moved that funds received from sale of two houses on 11th Street be transferred to Account #19. #1010

On motion by Fred H. King, seconded by Sol Cury and carried by unanimous roll call vote, the lowest bid on the two trucks was accepted by the city and each bid was to be published in the Coalfield Progress.

#1011
(Refer
to #1009)

The Council discussed a request from Mr. Joe Kilgore, that he be given permission to build a custard and sandwich shop between the Norton swimming pool and the Little League Baseball field.

#1012

No action was taken by the Council as they do not have the authority to grant such requests according to the agreement between the City of Norton and the Norfolk and Western Railway, owner of the property.

On motion by A. O. Umstead, seconded by Sol Cury and carried by unanimous vote, the following was adopted:

#1013

Effective this date the Coalfield Progress, a weekly newspaper, printed in the City of Norton shall be provided with all ordinances and amendments as passed by the City Council, and such ordinances and amendments shall be published in the Coalfield Progress for the benefit of the citizens of the City of Norton.

There being no further business before the council same adjourned.



Mayor



Clerk