

Wednesday, October 17, 1928

faith.

The President asked if there were any persons present desiring to raise said bid, and there being none, Mr. Webster moved, seconded by Mr. Sanborn, that the bid of the Southwestern Wharf Company, for said franchise be accepted, said franchise struck off, sold and awarded to said company at the price named in said proposal, and the City Attorney instructed to present the necessary ordinance granting said franchise.

Which motion was adopted by the following vote: Ayes, Messrs. Alber, Colden Davis, Foster, Hall, Hughes, Jacobson, McAllister, Martin, Randall, Sanborn, Shaw and Webster (13). Noes, none.

No. 295 (1928)  
Nos. 6110-6113 (1928)

In the matter of the Continued hearing of protests or objections

Nos. 6110 (1928) from Chas. and Anna Davis, et al

6111	Abraham Grossman
6112	Abraham Grossman
6113	Louis Shapiro, et al,

protesting against or objecting to the installation of lighting appliances in Stone Street, between 939 feet northwesterly from Ganahl Street and Wabash Avenue, and portions of other streets, and against the extent of the district to be assessed, as contemplated by Ordinance No. 61,048, continued for further hearing by the Council at its meeting held September 13, 1928, until this time, the same was taken up.

The Clerk again read the report of the City Engineer of August 9, 1928, which report will be found attached to File No. 295 (1928).

The President asked if the protestants had paid the costs incurred.

The Clerk reported that he had upon his desk a certified check of Sigmund Propp, 1066 Stone Street, drawn on the California Bank, Hollenbeck Heights Branch, in the sum of \$114.77 covering the amount of costs incurred by the City.

Mr. Sanborn moved, seconded by Mr. Randall, that said amount be accepted, the protests sustained, proceedings abandoned, and the street Lighting Engineer instructed to present the necessary ordinance abandoning said proceedings.

Which motion was adopted by the following vote: Ayes, Messrs. Alber, Colden, Davis, Foster, Hall, Hughes, Jacobson, McAllister, Martin, Randall, Sanborn, Shaw and Webster (13). Noes, none.

No. 2454 (1928)  
Nos. 8855 to 8869 (1928) Inclusive

The Clerk: "The City Council, at its meeting of October 2, 1928, fixed this date, October 17, 1928, at 10:30 A.M. as the time for hearing upon the protests or objections heretofore filed, against the Opening and widening of Motor Avenue, from Manning Avenue to 142 feet northwesterly of National Boulevard, and protesting against the improvement described in Ordinance No. 61,694, entitled: "An Ordinance declaring the intention of the Council of the City of Los Angeles to order the laying out and widening of Motor Avenue, from Manning Avenue to a point approximately six hundred (600) feet southwesterly therefrom; also the laying out and opening of a new street to be known as Motor Avenue, from said point approximately six hundred (600) feet southwesterly of Manning Avenue to Motor Avenue at Irene Street; also the laying out and widening of Motor Avenue adjacent to the northeasterly line thereof, from Irene Street to a point approximately one hundred forty-two (142) feet northwesterly of

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Wednesday, October 17, 1928

National Boulevard, together with the taking of additional land for public street purposes at the intersection of the northwesterly line of National Boulevard with the southwesterly line of Motor Avenue, and at the intersection of the northwesterly line of National Boulevard with the northeasterly line of Motor Avenue, in the City of Los Angeles, County of Los Angeles, State of California," and against the extent of the assessment district.

The Clerk reported that he had published the notice of said hearing in the manner prescribed by the Statute and that an affidavit of its publication was on file in the office of the City Clerk.

The Clerk reported that the City Engineer had reported upon said protests or objections.

The President thereupon instructed the Clerk to read said report.

The Clerk thereupon proceeded and did read said report, which is in words and figures as follows, to-wit:

In the matter of Communications Nos. 8855 to 8869 (inclusive), Series 1928, returned herewith, in part protesting against the opening and widening of Motor Avenue from Manning Avenue to National Boulevard, and in part protesting against being included in the assessment district for said improvement, as contemplated by Ordinance of Intention No. 61694, I find as follows:

Total area in assessment district, exclusive of streets	
and exclusive of public property omitted from assessment	
by ordinance . . . . .	286.69 acres
Necessary for a majority . . . . .	144.00 "
Area signed for and found to agree as to ownership with	
the records of the City Clerk . . . . .	80.00 "

amounting to 27.90%, which does not represent "more than one-half of the area of the property within the assessment district."

In addition to the above, there is 0.21 acres of property signed for by persons whose names cannot be checked as to ownership from the above source, which, if allowed, together with the above, would amount to 27.96%, which latter figure does not represent "more than one-half of the area of the property within the assessment district".

Further attention is called to Communications Nos. 8861, 8865, 8866, and 8867, purporting to be signed by persons protesting against the assessment district or against said improvement, none of which contain sufficient information to identify the property.

Attention is further called to the fact that said Clerk's Files Nos. 8855 and 8868 have not the necessary affidavits attached as is required under the statute.

The hearing of said protest is set for Wednesday, October 17, 1928, at the hour of 10:30 A.M.

Clerk's File No. 2454 (Series 1928), relative to the above mentioned improvement, is enclosed herewith.

Mr. Webster presented the following resolution and moved its adoption:

WHEREAS, the City Engineer has reported that the total protests against the proposed improvement are made by the owners of less than one-half of the area of the property within the assessment district,

NOW, THEREFORE, BE IT RESOLVED, that the total protests against the proposed improvement are made by the owners of less than one-half of the area of the property within the assessment district and that this Council proceed with the hearings of the protests filed."



Wednesday, October 17, 1928

Which resolution being duly seconded by Mr. Shaw was adopted by the following vote: Ayes, Messrs. Alber, Colden, Davis, Foster, Hall, Hughes, Jacobson, McAllister, Martin, Randall, Sanborn, Shaw and Webster (13). Noes, none.

The President: "The Council will now take up for consideration the protests or objections which have been filed, and the Clerk will proceed with the reading of said protests or objections."

The said protests are:

Nos. 8855 (1928) from the Rancho Golf Club, et al

8856	"	"	Mrs. H. E. Kennedy
8857	"	"	Hilcrest Country Club, et al
8858	"	"	Mrs. Bettie E. Smith Hughes and W. Thomas Smith
8859	"	"	Robert Gill
8860	"	"	Alice D. Barnes
8861	"	"	Willis Maple
8862	"	"	Frank M. Jones
8863	"	"	Julliette Bogart
8864	"	"	H. J. Hunt
8865	"	"	Howard B. McGee
8866	"	"	Jennie E. Phillip
8867	"	"	Mrs. Tilla Williams
8868	"	"	Merchants National Trust and Savings Bank
8869	"	"	H. E. Thomas

The Clerk read Protests or objections No. 8855 (1928) from the Rancho Golf Club, et al, same being in words and figures as follows, to-wit:

We, the undersigned owners of property in the district to be assessed for the improvement in Motor between Manning and National Boulevard, do hereby protest against said improvement for the following reasons:

The improvement is unnecessary, unwarranted at this time, and the cost to us will be out of proportion to the benefit derived."

The president: "If the protestants or objectors are present, they or their representative may address the Council at this time on the matter under consideration."

There was no person or persons present desiring to address the Council on the protests or objections as read by the Clerk.

Mr. Webster moved, seconded by Mr. Shaw, that the protests, or objections, as read be denied.

Which motion was adopted by a unanimous vote.

The Clerk read Protest or objection No. 8856 (1928) from Mrs. H. E. Kennedy, same being in words and figures as follows, to-wit:

"Your notice of recent date received in regard to Ordinance of Intention No. 61,694.

In reply will say that I surely do protest against such ordinance being passed and put into execution at this time.

Less than a year ago we had a very heavy assessment for Boulevards and storm sewers. If it is necessary to do this street work the whole county should pay for it out of the General Fund as the whole county will surely get more benefit than the poor residence



Wednesday, October 17, 1928

district where Motor Avenue is located.

We are still paying for the paving of the Palms Streets and I found them in a very good condition when I was there a few months ago."

The president: "If the protestant or objector is present, she or her representative may address the Council at this time on the matter under consideration."

There was no person, or persons, present desiring to address the Council on the protest, or objection, as read by the Clerk.

Mr. Webster moved, seconded by Mr. Shaw, that the protest, or objection, as read be denied.

Which motion was adopted by a unanimous vote.

The Clerk read protests or objections No. 8857 (1928) from the Hillcrest Country Club, et al, same being in words and figures as follows, to-wit:

"We, the undersigned owners of the property in the district to be assessed for the improvement in Motor Avenue between Manning and National Blvd. do hereby protest against said improvement as contemplated by Ordinance No. 61694 for the following reasons:

The improvement is unnecessary, unwarranted at this time and the cost to us will be out of proportion to the benefit derived."

The president: "If the protestants or objectors are present, they or their representative may address the Council at this time on the matter under consideration."

There was no person, or persons, present desiring to address the Council on the protests, or objections, as read by the Clerk.

Mr. Webster moved, seconded by Mr. Shaw, that the protests, or objections, as read be denied.

Which motion was adopted by a unanimous vote.

The Clerk read Protest or objection No. 8858 (1928) from Mrs. Bettie E. Smith Hughes and W. Thomas Smith, same being in words and figures as follows, to-wit:

"I hereby wish to file Protest to Ordinance of Intention 61694, relative to Motor Avenue. Your card of 9/11/28 advised me to see maps - City Engineers Room #5 for further information. This I did and was told by two (2) different parties that they could give absolutely no idea of cost of said improvement. I further asked if my probably assessment would be about \$100.00 or \$1000.00 and I was again told they could make no sort of an estimate. To many of us small lot owners are already loosing our property by virtue of unnecessary assessments to warrant us any longer keeping quiet. Should this work be done it will doubtless mean my loosing the lot, as I am in no position to secure the money to pay for it. Increases taxes there and other increased assessments are driving hundreds of well to do widows to abandon their holdings and they in turn are discouraging women as a class from such investments. It is needless for me to say that is one reason for real estate depression in Los Angeles. I consider the improvements implied in your card as needless at this time and hereby protest same."

The president: "If the protestant or objector is present, she or her representative may address the Council at this time on the matter under consideration."

There was no person, or persons, present desiring to address the Council on the protest, or objection, as read by the Clerk.

Mr. Webster moved, seconded by Mr. Shaw, that the protest, or objection, as read be denied.

Which motion was adopted by a unanimous vote.



Wednesday, October 17, 1928

The Clerk read protest or objection No. 8859 (1928) from Robert Gill, same being in words and figures as follows, to-wit:

"In answer to your post card containing the widening and laying out of Motor Ave Palms, we are assessed for Motor Ave now on a twenty year bond and the sewer for a ten year bond so I protest against any more assessments at this time as the owners of that piece of property is more able to pay it than we are."

The President: "If the Protestant or objector is present, he or his representative may address the Council at this time on the matter under consideration."

There was no person, or persons, present desiring to address the Council on the protest, or objection, as read by the Clerk.

Mr. Webster moved, seconded by Mr. Shaw, that the protest, or objection, as read be denied.

Which motion was adopted by a unanimous vote.

The Clerk read Protest or objection No. 8860 (1928) from Alice D. Barnes, same being in words and figures as follows, to-wit:

"A notice has come to me in regard to the opening of a new street known as Motor Ave. 142 feet northwesterly of National Blvd, etc.

I am not in favor of this and wish to hereby protest against it."

The president: "If the protestant or objector is present, she or her representative may address the Council at this time on the matter under consideration."

There was no person, or persons, present desiring to address the Council on the protest, or objection, as read by the Clerk.

Mr. Webster moved, seconded by Mr. Shaw, that the protest, or objection, as read be denied.

Which motion was adopted by a unanimous vote.

The Clerk read Protest or objection No. 8861 (1928) from Willis Maple, same being in words and figures as follows, to-wit:

"I herewith file my protest against Ordinance of Intention No. 61694 for the laying out and widening of Motor Ave.

With slack demand for lots in this Subdivision and taxes and special assessments mounting in cost it is becoming a serious drain on the property owner."

The president: "If the protestant or objector is present, he or his representative may address the Council at this time on the matter under consideration."

There was no person, or persons, present desiring to address the Council on the protest or objection as read by the Clerk.

Mr. Webster moved, seconded by Mr. Shaw, that the protest or objection, as read be denied.

Which motion was adopted by a unanimous vote.

The Clerk read protest or objection No. 8862 (1928) from Frank M. Jones, same being in words and figures as follows, to-wit:

"I am trying to be the owner of Lot (3) Block (H) Palms. (Therefore being assessed as owner) I come within the proposed assessment district for the purpose of widening Motor Avenue &cet.

I am now going on record as being very much opposed to such supposed improvement. In fact if anything it would be a detriment to my property. Another thing, I am



Wednesday, October 17, 1928

just up-against a sewer bill on that property which for sewer and connections is over \$200.00. I surely cant stand anymore."

The president: "If the protestant or objector is present, he or his representative may address the Council at this time on the matter under consideration."

There was no person, or persons, present desiring to address the Council on the protest, or objection, as read by the Clerk.

Mr. Webster moved, seconded by Mr. Shaw, that the protest, or objection, as read be denied.

Which motion was adopted by a unanimous vote.

The Clerk read Protest or objection No. 8863 (1928) from Julliette Bogart, same being in words and figures as follows, to-wit:

"With reference to notice I have this day received in regard to assessment on my property - Lot 562, Tract 7156, Dunleer Avenue and National Blvd.,

I wish to enter my protest against this assessment, especially as I am still paying on the \$460.00 I was assessed previously. It is impossible for me to take care of such heavy assessments and I ask that the one in contemplation, be not put into effect."

The president: "If the protestant or objector is present, she or her representative may address the Council at this time on the matter under consideration."

There was no person, or persons, present desiring to address the Council on the protest, or objection, as read by the Clerk.

Mr. Webster moved, seconded by Mr. Shaw, that the protest, or objection, as read be denied.

Which motion was adopted by a unanimous vote.

The Clerk read Protest or objection No. 8864 (1928) fro. H. J. Hunt, same being in words and figures as follows, to-wit:

"This is a protest.

As the property owner in the district coming under your notice dated September 11th for a boulevard and under the street Opening Act for the widening of Motor Avenue, I wish to make a protest ag this time. I believe Robertson and National serve all purposes."

The president: "If the protestant or objector is present, he or his representative may address the Council at this time on the matter under consideration."

There was no person, or persons, present desiring to address the Council on the protest, or objection, as read by the Clerk.

Mr. Webster moved, seconded by Mr. Shaw, that the protest, or objection, as read be denied.

Which motion was adopted by a unanimous vote.

The Clerk read Protest or objection No. 8865 (1928) from Howard B. McGee, same being in words and figures as follows, to-wit:

"I have at hand notice dated September 11, stating that the Council passed an Ordinance of Intention No. 61694 for the laying out and widening of Motor Avenue also the laying out and opening of a new street to be known as Motor Avenue, also the widening and laying out of Motor Avenue from Irene Street, also the taking of additional land for street purposes at the intersection of National Boulevard with Motor Avenue.

Being a property owner in this district I desire to register herewith a



Wednesday, October 17, 1928

protest against this Intention. This district is very thinly populated and it appears to me that there is no necessity nor demand for this work being carried through at this time."

The president: "If the protestant or objector is present, he or his representative may address the Council at this time on the matter under consideration."

There was no person, or persons, present desiring to address the Council on the protest, or objection, as read by the Clerk.

Mr. Webster moved, seconded by Mr. Shaw, that the protest, or objection, as read be denied.

Which motion was adopted by a unanimous vote.

The Clerk read protest or objection No. 8866 (1928) from Jennie E. Phillip, same being in words and figures as follows, to-wit:

"In regard to widening Motor Ave Cheviot Hills, I object if it is going to cost the small lot holders extra. I have a lot which I purchased in Nov. 15, 1923 paying 7% interest rates and for street lighting and it has become a great burden for a widow with a very small income to carry. I was told it would be a quick turn over when I bot. I am very much discouraged after holding it all this time. So you can put me down as a lot owner who strongly objects for widening Motor Ave. Trusting that my objection will go on file, I remain"

The president: "If the protestant or objector is present, she or her representative may address the Council at this time on the matter under consideration."

There was no person, or persons, present desiring to address the Council on the protest, or objection, as read by the Clerk.

Mr. Webster moved, seconded by Mr. Shaw, that the protest, or objection, as read be denied.

Which motion was adopted by a unanimous vote.

The Clerk read Protest or objection No. 8867 (1928) from Mrs. Tilla Williams same being in words and figures as follows, to-wit:

"I am very much opposed to this improvement we taxpayers have not grown up to this improvement yet and I bitterly protest."

The president: "If the protestant or objector is present, she or her representative may address the Council at this time on the matter under consideration."

There was no person, or persons, present desiring to address the Council on the protest, or objection, as read by the Clerk.

Mr. Webster moved, seconded by Mr. Shaw, that the protest, or objection, as read be denied.

Which motion was adopted by a unanimous vote.

The Clerk read Protest or objection No. 8868 (1928) from Merchants National Trust and Savings Bank same being in words and figures as follows, to-wit:

"The Merchants National Trust and Savings Bank of Los Angeles as legal owner of Tract 5713 as per map recorded in Book 98, page 51 of Maps. Records of Los Angeles County, hereby protests the improvement work to be done under Ordinance of Intention #61694 for the laying out and widening of Motor Avenue from Manning Avenue to a point approximately 600 feet southwesterly therefrom, also the laying out and opening of a new street to be known as Motor Avenue from said point approximately 600 ft. southwesterly from Manning Avenue to Motor Avenue at Irene Street, also the widening and laying out of Motor Avenue, adjacent to the northeasterly

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Wednesday, October 17, 1928

line thereof from Irene Street to a point approximately 142 feet northwesterly of National Boulevard, together with the taking of additional land for public street purposes at the intersection of the northwesterly line of National Boulevard with the southwesterly line of Motor Avenue and at the intersection of the northwesterly line of National Boulevard with the northeasterly line of Motor Avenue."

The president: "If the protestant or objector is present, it or its representative may address the Council at this time on the matter under consideration."

There was no person, or persons, present desiring to address the Council on the protest, or objection, as read by the Clerk.

Mr. Webster moved, seconded by Mr. Shaw, that the protest, or objection, as read be denied.

Which motion was adopted by a unanimous vote.

The Clerk read Protest or objection No. 8869 (1928) from H. E. Thomas, same being in words and figures as follows, to-wit:

"I herewith enter a vigorous protest against Ordinance of Intention number 61,694 for the laying out and widening of Motor Avenue etc - Said Motor Ave never will be a throughfare as it begins at Washington Blvd and ends at National Blvd except as it diverges 1 block beyond to run up into Cheviot Hills and it will be many years before traffic thereon will require a wider street. It is not even a business street as more than  $\frac{1}{2}$  the buildings thereon are private residences - Kindly put this protest on file."

The President: "If the protestant or objector is present, he or his representative may address the Council at this time on the matter under consideration."

There was no person, or persons, present desiring to address the Council on the protest, or objection, as read by the Clerk.

Mr. Webster moved, seconded by Mr. Shaw, that the protest, or objection, as read be denied.

Which motion was adopted by the following vote: Ayes, Messrs. Alber, Colden, Davis, Foster, Hall, Hughes, Jacobson, McAllister, Martin, Randall, Sanborn, Shaw and Webster (13). Noes, none.

And after such hearing, at which time an opportunity was given to all persons desiring to be heard in support of said protests or objections, Mr. Webster moved, seconded by Mr. Shaw, that

WHEREAS, the Council has heretofore found upon examination that the protests ~~not made by the owners of more than one-half of the area of the property~~ filed herein against the proposed improvement are within the assessment district, and it appearing to this Council after the hearing of all protests against the proposed improvement, and against the proposed assessment district, that each and all of said protests should be denied, now therefore be it

RESOLVED, that all of the protests or objections against said proposed improvement and against the proposed assessment district be and the same are hereby denied."

Which motion was adopted by the following vote: Ayes, Messrs. Alber, Colden, Davis, Foster, Hall, Hughes, Jacobson, McAllister, Martin, Randall, Sanborn, Shaw and Webster (13). Noes, none.