# Giving the go-ahead

### Chapel Hill Town Council grants a special-use permit to Orange County Women's Center

By SANDY DIMSDALE
Staff Writer

The Orange County Women's Center will relocate at 210 Henderson St. after winning a three-year battle with Cobb Terrace residents.

In a 7-2 vote, the Chapel Hill Town Council granted a special-use permit Monday that will allow the center to move from the Courtyard at 431 W. Franklin St.

Council member Nancy Preston

against the permit. At least seven council members' votes were necessary for the special-use permit because the neighbors had presented a petition.

"I believe this is a very sad day in Chapel Hill because it begins the destruction of one of the more fragile neighborhoods in downtown Chapel Hill," Preston said.

and Mayor James Wallace voted council, we've said the residential neighborhoods downtown would be scrupulously maintained. We're overstepping those bounds tonight," she said, drawing applause from residents who attended the meeting to protest moving the center into their neighborhood.

Preston had made a motion earlier to send the application back to the planning board for review and hold "As long as I've been on the another public hearing, but nobody

seconded it. Council member Julie Andresen said she thought the center would not threaten the neighborhood but would be an appropriate use for the house.

No single-family units exist on the

block anymore.

Verla Insko, who chairs the center's board of directors, said the center should be located downtown for several reasons. The new location will make the center accessible to women

The permit was delayed in part because of a recent N.C. Court of Appeals decision and because of opposition from residents in Cobb Terrace and other neighborhoods.

by bus, and it will be easy to service

students and conduct research

because it is close to the University,

she said.

The N.C. Court of Appeals ruled in April that municipalities cannot require a detailed explanation of the proposed use of property when they consider granting a special-use zoning permit. Chapel Hill's ordinance

The council voted 9-0 Monday to amend the ordinance to coincide with the court's ruling.

the property use.

required that the zoning request and

special-use permit application specify

Attorney Robert Epting, who spoke for the residents at the meeting, cautioned the council against a "rushed judgment." Because the ordinance was amended, he said it would be inappropriate for the council to make a decision on the Women's Center application without returning it to the planning board and calling a new public hearing first.

Wallace said he voted against the site because the planning board and the town manager's offices had not considered the newly-amended ordinance when they recommended last spring that the council approve the

Henderson Street site. "I'm not voting for or against the Center," Wallace said. "I'm voting for

procedure." "What you have done tonight in fixing the ordinance is only half the fix you will need to make before going to court (if this decision is challenged)," Epting told the council.

Insko said the board was relieved to finally be able to channel its energy and time into the center's other projects.

"It has drained a lot of energy from the board members to work so much on this," she said. "We hope now to move on to research in public policy issues affecting women, such as child care and affirmative action, and to our fund-raising efforts."

The Women's Center, established in 1976, was originally housed at 406 W. Rosemary St. with Women's Health Counseling Service and the Rape Crisis Center. It moved into temporary quarters in the Courtyard about a year ago.

## Town plans development of land near I-40

By WILL LINGO Staff Writer

The opening of new tracts of interchanges.

The interest in this land has also caused concern to town planners in Chapel Hill and Durham.

This land has been zoned for mixed-use development, said Roger Waldon, Chapel Hill planning director. "We are hoping for a blend of office, commercial and residential use for this land," he said.

The town is also hoping that

parcel by parcel, Waldon said.

acres of property have more freedom in the way they use their land, he said. These developers are required to designate 60 percent of their space for office use, with the remainder available for commercial and residential use. Those who own less than 20 acres face a more limited range of uses, he said.

The Chapel Hill land-use plan also dictates that the south side of the interchange be used for urban development, while the north side be used for rural development. This is because the town's borders and services will eventually extend to the south side of the interchange, but not beyond it, Waldon said.

Durham is responsible for devel-

interchange.

The north side of this interchange is planned for low-density residential use and open space, while the south side is zoned for a shopping center, multi-family dwellings and office space, said Keith Luck, Durham city

Plans have already been approved for some developments along the interchange, Luck said. This includes the Quadrangle office complex, part of which has already been completed,

Control over development around the I-40/U.S. 15-501 interchange is shared by Chapel Hill and Durham.

Some development has already occurred in this area, including the Omni Europa Hotel and Golden Corral Restaurant in Chapel Hill.

approve more developments in the area, which is already congested. "Additional projects will overtax an already overburdened road," Luck said.

Many developers have assembled land and made plans for the area, but they are being put on hold until Durham approves a new thoroughfare plan, he said.

Both Luck and Waldon said the property around these interchanges is extremely valuable, having steadily increased in value since plans and construction of I-40 began. But neither planner could provide figures on property value.

changed hands at some pretty high prices," Waldon said.

### Durham company "I expect that the property has files lawsuit against Sponge's works to absorb nightlife business county officials

By ANDREA SHAW Staff Writer

A Durham company has filed a \$2.5 million lawsuit against Orange County and the county commissioners charging that the county deliberately sought measures to prevent a rock quarry from opening on land zoned for mining in 1985.

The Nello L. Teer Company purchased a 146-acre site at the corner of Interstate 40 and New Hope Church Road in 1983 for \$440,730. The county valued the land at that time at \$262,458, but it was reappraised this year at \$364,525.

The company planned to use the land, Shearin tract, and an adjoining 58-acre leased site called Bingham tract to make crushed stone. Both sites, zoned residential, could be used for mining purposes if the county grants a special-use permit.

The company spent more than \$20,000 in engineering fees at the site before applying for the specialuse permit, said Donald Rosenberg, manager of development for

Company attorney Wayne Phears said the company discovered a memo from county planners to the commissioners concerning amendments for obtaining special-use permits, which led them to believe the actions were deliberate.

"In January 1985, we came upon a memo from county planners discussing changes," Phears said. "We accessed records and later found out that the county had changed the regulations which would prevent the quarry."

Both Orange County Board chairwoman Shirley Marshall and county attorney Geoff Gledhill declined to comment.

In a 32-page complaint, Teer alleged that Susan Smith, former

county planner, sought ways to deliberately strengthen requirements making it difficult for the company to obtain a special-use permit. According to the complaint, Smith's amendments referred specifically to mining operations and recommended that applicants for special-use permits prove that the quarry fulfills a local need.

"The only existing site that provides stone in the area is in Carrboro," Phears said. "The impact on streets and traffic with a quarry there is probably bad. With access to I-40, most of our stone will be delivered in a 20-mile radius. They just don't want us there."

During hearings on the amendment, the complaint said, there was no discussion of preventing mining in residential areas. When the planning board approved the amendments, mining in residential areas was allowed. But when the county commissioners passed the amendments in April 1985, they deleted mining from residential zoning.

"They passed the amendments and we were told the next day," Phears said. "We were told that the land would be rural-industrial and we could still apply for a permit after the land use plan was developed."

But when the commissioners zoned the quarry in January, the land had been included in a rural buffer that prohibits mining. This buffer was established in the joint planning agreement between Chapel Hill, Carrboro and Orange

Damages listed in the lawsuit include loss of use of land and money already invested into the project, Phears said. Teer also wants the county to grant a special-use permit so the company can operate the quarry.

#### occur in large tracts, rather than opment at the I-40/N.C. 54 But planners are reluctant to

Interstate 40 has spurred increased interest among developers in the property around the I-40

The town of Chapel Hill has jurisdiction over the I-40/N.C. 86 interchange, which is scheduled to open in November 1988.

development at this interchange will

Sponge's bar and dance club got

off to a slow start, but going public

has brought more business, the

Sponge's, located at 1591/2 E.

Franklin St. in the old Purdy's

location, opened the beginning of

October as a private club for people

co-owners of the bar and dance club,

longer needed to get in, Craver said.

only beer and wine. "To sell liquor,

you must be a private club for

are former UNC students.

Mark Altman and George Craver,

By AMY POWELL

owners said.

21 and older.

Developers who buy more than 20

"We weren't getting good response.

People don't want to go through the

hassle when they can go to any other

bar on Franklin Street." The busiest night had about 20 people when the club was for members only, Altman said. But since the change, as many as 200 people

have come in one night. Before the club went public, Altman said he turned down almost 200 people because they didn't want to buy a membership. Many of these people came to town for Chapel Hill's

Two weeks ago, Sponge's changed concerts, and they just wanted to a to a public club. Memberships are no place to go after the concert, he said. "Now we're like every other bar on Franklin Street except we have a Altman said now the club offers

> dance floor," he said. Alan Mason, the manager and disc jockey, said there have been no

problems with underage drinkers. "The people who check ID's at the door are trained to recognize when people are underage," he said.

Since becoming Sponge's, the nightclub has undergone more changes than the age hike.

The new bar and dance club plays more classic rock 'n' roll and progressive rock, Craver said. No bands have played at the club, but there is a disc jockey working every night.

The club also stays open longer noon until 1 a.m. Monday through

The new owners added a 13-foot television screen. On Carolina game days, Sponge's offers drink specials for those coming in to watch the

Craver said there is no cover

charge, and the club is also available for private parties.

Gib Furgurson, one of the ownermanagers of WFUN, a private dance club in Chapel Hill, said he isn't worried about competition from Sponge's because WFUN caters more to young professionals than college students. "I would definitely think Chapel Hill had room for two dance clubs," he said.

"I don't know why they (Sponge's) had to open to the public," Furgurson said. "Maybe they were forced to because of the 21-and-over drinking age and wanted a bigger core of customers to draw from.'

Susannah Southern, a bartender at He's Not Here, said it was too early to tell if Sponge's would affect the

bar's business.

## members and their guests," he said. Campus libraries to hold used book sale

By GUINEVERE ROSS Staff Writer

Between 10,000 and 15,000 used books from UNC's libraries will sell for as little as 75 cents on Friday, Nov. 13 and Saturday, Nov. 14 in Wilson Library's main lobby.

The book sale will last from 10 a.m. to 5 p.m. Friday, and 9 a.m. to noon Saturday. The sale is open to the public, and proceeds will go to benefit the Friends of the Library of UNC.

Most hardback books will sell for \$1, and paperbacks will be 75 cents. Topics of the books will range from

religion to make-up tips. Eileen McGrath, N.C. collection

cataloger at Wilson Library, said a library book sale is very rare. The last one was held in the 1960s, she

McGrath said the books for sale are from Davis, Wilson and the Undergraduate libraries. The books are being sold because the libraries have too many copies of them or because they deal with topics not essential to students.

"For example, the library does not need a book about astrology or

'10,000 Questions On Gardening,' " McGrath said.

Textbooks are also being sold, on subjects that range from literature to economics. The textbooks could help students even if the texts are not being used by professors, McGrath said.

"Maybe reading a different book can help you see the subject more clearly, or maybe there is a book here that the teacher has suggested for

outside reading," she said. A small number of higher-priced books, including rare books or older books that are hard to find, will also be for sale, McGrath said. "However, there are very few of these because it takes a lot of time to go through and figure the prices of these books."

The Friends of the Library of UNC provides extra funds to the libraries for books, materials and services. Privileges include entrance into the preview book sale Thursday night from 7 p.m. to 9 p.m. Membership is open to anyone and costs \$25. Those interested can register at the preview sale.

# Robertson promises welfare reforms

RALEIGH - Republican presidential candidate Pat Robertson told supporters in Raleigh Tuesday that his administration would work to systems in the United States.

"I don't want an America where old people have to eat dog food," Robertson told 250 to 300 supporters who gathered at a breakfast meeting in Raleigh. "I don't want an America where there are people sleeping on cardboard boxes or grates in city streets. I don't want an America where elderly people freeze to death because there's not enough money to

pay for heating and oil and electric utilities."

Robertson said, "There are some in our society who are truly needy, and a great society needs to help change the education and welfare them. What I want to do is get the money out to the truly needy and the poor and take it out of the pockets of the bureaucrats."

One of his major priorities would be to reform the welfare system, which he said creates dependency and breaks up families.

"I think welfare is a disgrace like it is right now," Robertson said.

But he saved some of his strongest criticisms for public schools, saying "education is a mess in America."

"I want to restore excellence in education . . . . I want to bring God back into the public schools of America," he told the enthusiastic

One of the first steps to restoring excellence in American education would be to return control of the schools to the local teachers and taxpayers, he said.

"If we're going to restore excellence to our education, we've got to get back to local control, and we've got to take the power and control of education away from Washington, D.C., and away from national head-

quarters of a powerful teachers' union with leftist tendencies," Robertson

Robertson also said he would beef up U.S. military forces, including the Delta Force based at Fort Bragg, to protect Americans all over the world.

Robertson said he would send a message to terrorists that "if you put one finger on an American citizen any place in the world, there will be no place for you to hide."

Also attending the breakfast were state GOP Chairman Jack Hawke, Rep. Edgar Starnes, R-Caldwell, and Rep. Bill Boyd, R-Randolph, a candidate for lieutenant governor.

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