

REGULAR MEETING

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, August 6, 1923, at 7:30 o'clock in regular session, President John E. King in the chair.

Present: The Hon. John E. King, President of the Common Council, and eight members, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray, Thompson and Wise.

Mr. Bramblett moved that the reading of the Journal be dispensed with. Carried.

COMMUNICATIONS FROM THE MAYOR.

July 24, 1923

To the President and Members of the Common Council, City of Indianapolis, Indiana:

Gentlemen:

I have today approved, signed and delivered to John W. Rhodhamel, City Clerk, the following ordinances:

GENERAL ORDINANCE No. 71, 1923, an ordinance creating certain positions in the Building Department under the Department of Public Safety; affixing the salaries and defining the qualifications thereof; repealing all ordinances and parts of ordinances in conflict therewith and fixing a time when the same shall take effect.

GENERAL ORDINANCE No. 72, 1923, an ordinance transferring the sum of Twenty-five Hundred (\$2500.00) Dollars from the fund "For Horse Feed" of the Police Department under the Department of Public Safety and transferring and reappropriating Fourteen Hundred Seventy Dollars and forty-eight cents (\$1470.48) of said sum to the fund "For Telephone Service" in the Department of Public Safety, and transferring and re-appropriating the remaining One Thousand Twenty-nine Dollars and fifty-two cents of said sum of Twenty-five Hundred (\$2500.00) Dollars to the fund "For Meals for Prisoners", of the Police Department under the Department of Public Safety. Transferring the sum of Five Hundred (\$500.00) Dollars from the fund in the Police Department under the Department of Public Safety known as the fund "For Ammunition and Supplies for Target Practice", and transferring and reappropriating said sum of Five Hundred Dollars as follows: Fifty-seven Dollars and forty-eight cents (\$57.48) to the fund "For Meals for Prisoners" of the Police Department, Two Hundred and twelve Dollars and eighty-three cents (\$212.83) to the fund "For Building Repairs" in the Police Department, and the remaining sum of Two Twenty-nine Dollars and sixty-nine cents (\$229.69) to the fund in the Police Department known as the "Material and Supplies Central

Station", Brooms, Toilet Soap, etc., all under the Department of Public Safety, and declaring a time when the same shall take effect:

GENERAL ORDINANCE No. 73, 1923, an ordinance creating and authorizing in the Traffic Department of the Police Department under the Department of Public Safety of the City of Indianapolis a division to be known as "The Division of Accident Prevention," and declaring a time when the same shall take effect.

GENERAL ORDINANCE No. 74, 1923, an ordinance amending "Sub-Section" 1 of Section 4 of General Ordinance No. 37, 1923, the same being known as the Traffic Ordinance of 1923. By adding to Sub-Section 1, the following: "There shall be no parking of vehicles on Northwestern Avenue from Fifteenth Street to a point south of Twenty-first Street, where the railroad tracks now cross Northwestern Avenue, and declaring a time when the same shall take effect.

APPROPRIATION ORDINANCE No. 25, 1923, an ordinance appropriating the sum of Five Hundred (\$500) Dollars from any unexpended funds to the Fire Tower Rental Fund, in the Department of Public Works and declaring a time when the same shall take effect.

APPROPRIATION ORDINANCE No. 26, 1923, an ordinance appropriating the sum of Five Hundred (\$500.00) Dollars, from any unexpended funds to the Fire Insurance on Public Buildings Fund in the Department of Public Works and declaring a time when the same shall take effect.

APPROPRIATION ORDINANCE No. 33, 1923, an ordinance appropriating the sum of Sixty-eight Hundred (\$6800.00) Dollars out of any unappropriated funds of the general fund to the salary fund in the Department of Buildings under the Department of Public Safety and declaring a time when the same shall take effect.

Very truly yours,

S. L. SHANK

Mayor

REPORTS FROM CITY OFFICERS.

From the City Controller:

August 6, 1923

To the President and Members of the Common Council, City of Indianapolis, Indiana:

Gentlemen:

I hand you herewith a letter from the Mayor and Appropriation Ordinance requesting and providing for a transfer from the "Anna Seegar Fund" of the Sinking Fund Commissioners to a fund to be created and known as the "Anna Seegar Coliseum Fund, of the Department of Public Parks, and appropriating the proceeds to said fund, to be used by the Board of Park Commissioners, in building a Coliseum in Rhodius Park.

The same is approved and I request the passage of said ordinance.

Respectfully submitted,

JOS. L. HOGUE,

City Controller.

August 5, 1923.

Mr. Joseph L. Hogue,
City Controller,
City of Indianapolis, Indiana.

Dear Sir—At the request of Councilman Heydon Buchanan, I am handing you herewith an Appropriation Ordinance for the Transfer of the "Anna Seegar Fund" of the Sinking Fund Commissioners to be a fund to be created and known as the "Anna Seegar Coliseum Fund" of the Department of Public Parks, and authorizing the Board of Park Commissioners to use the same in building a Coliseum in Rhodius Park.

I request you to approve the same and present said ordinance to the Common Council for passage.

Respectfully submitted,
S. L. SHANK

Mayor.

August 2nd, 1923.

To the President and Members of the Common Council, City of Indianapolis, Indiana:

Gentlemen—I herewith hand you a communication from the Board of Public Works, asking for the passage of an ordinance appropriating the sum of \$433.19 from any unappropriated funds to a fund to be created and known as the Engineering Service to the town of Broad Ripple for the purpose of paying Alfred H. Moore for Engineering services to the town of Broad Ripple, and respectfully recommend the passage of this ordinance.

Yours very truly,
JOS. L. HOGUE,
City Controller.

August 2nd, 1923.

Mr. Joseph L. Hogue,
City Controller,
City of Indianapolis, Indiana.

Dear Sir—I am directed by the Board of Public Works to submit for your approval and transmission to the Common Council an ordinance appropriating the sum of \$433.19 from any unappropriated funds to a fund to be created and known as the Engineering Service to the town of Broad Ripple for the purpose of paying Alfred H. Moore for engineering services to the town of Broad Ripple.

Yours very truly,
GEO. O. HUTSELL,
Clerk Board of Public Works.

August 4, 1923.

To the President and Members of the Common Council, City of Indianapolis, Indiana:

Gentlemen—I herewith hand you a communication from the Board of Public Works asking for the passage of an ordinance appropriating the sum of Thirty Thousand (\$30,000.00) Dollars from any unexpended funds to a fund to be created and known as the New Equipment Fund in the Street Commissioner's Department, for the purpose of purchasing new trucks, tractors and other equipment for the Street Commissioner's Department.

I respectfully recommend the passage of this ordinance.

Yours very truly,
JOS. L. HOGUE,
City Controller.

August 4, 1923.

Mr. Joseph L. Hogue,
City Controller,
City of Indianapolis, Indiana.

Dear Sir—

I am directed by the Board of Public Works to submit for your approval and transmission to the Common Council an ordinance appropriating the sum of Thirty Thousand (\$30,000.00) Dollars from any unexpended funds to a fund to be created and known as the New Equipment Fund in the Street Commissioner's Department, under the Board of Public Works, for the purpose of purchasing new trucks, tractors and other equipment for the Street Commissioner's Department.

Yours very truly,
G. O. HUTSELL,
Clerk Board of Public Works.

August 2, 1923.

To the President and Members of the Common Council, City of Indianapolis, Indiana:

Gentlemen—

I hand you herewith a communication from the Board of Public Safety requesting the appropriation of Six Hundred (\$600.00) Dollars out of any unappropriated funds of the City of Indianapolis, to be used for the purchase and installation of One (1) Automatic Stop and Go Sign.

I also submit you copies of an ordinance calling for the same and recommend its passage.

Yours very truly,
JOS. L. HOGUE,
City Controller.

August 2nd, 1923.

Joseph L. Hogue,
City Controller,
City of Indianapolis.

Dear Sir—

You are hereby requested to recommend to the Common Council the passage of the attached ordinance calling for an appropriation of Six Hundred (\$600.00) Dollars to be used for the purchase and installation of one Automatic Stop and Go Sign.

Yours very truly,
BOARD OF PUBLIC SAFETY,
By Oscar O. Wise,
Executive Secretary.

August 6th, 1923.

To the President and Members of the Common Council, City of Indianapolis, Indiana:

Gentlemen—

Attached you will find copies of an Ordinance transferring the sum of Four Thousand Eight Hundred (\$4,800.00) Dollars from the

Printing, Stationery, Postage, Supplies and Miscellaneous Fund to the Purchasing Department Salaries Fund.

I submit the ordinance and respectfully recommend its immediate passage.

Respectfully yours,
JOS. L. HOGUE,
City Controller.

August 2, 1923.

To the President and Members of the Common Council, City of Indianapolis, Indiana:

Gentlemen—

I am handing you herewith a communication from the Board of Public Safety requesting the transfer of a certain sum from certain funds to other funds under the Department of Public Safety and re-appropriating the same.

I submit you also herewith an ordinance calling for the same and recommend its passage.

Yours very truly,
JOS. L. HOGUE,
City Controller.

August 2, 1923.

Joseph L. Hogue,
City Controller,
City of Indianapolis.
Dear Sir—

The Board of Public Safety respectfully requests you to recommend to the Common Council the passage of an ordinance transferring and re-appropriating the sum of Six Hundred (\$600.00) Dollars from the fund in the Department of Buildings known as the Gasoline, Oil, Auto Supplies and Repair Fund to a fund to be known as the Transportation Fund in the same department. This transfer is necessary to enable the department to purchase a new Ford automobile to be used in the department.

Yours very truly,
BOARD OF PUBLIC SAFETY,
By Oscar O. Wise,

Executive Secretary.
August 2, 1923.

To the President and Members of the Common Council, City of Indianapolis, Indiana:

Gentlemen—

I hand you herewith a communication from the Board of Public Safety, requesting the transfer of certain funds to certain other funds in the Police Department under said Board and re-appropriating the same.

I submit you also herewith an ordinance pertaining to the same and recommend its passage.

Yours very truly,
JOS. L. HOGUE,
City Controller.

August 2, 1923.

Joseph L. Hogue,
City Controller,
City of Indianapolis.
Dear Sir—

You are hereby requested to recommend to the Common Council the passage of the attached ordinance, transferring and re-appropriating the sum of Seven Hundred (\$700.00) Dollars from the Ammunition and Supplies for Target Practice Fund of the Police Department to a fund for the purchase of Furniture, Equipment and Supplies for the Division of Accident Prevention of the Traffic Department in the Police Department.

Yours very truly,
BOARD OF PUBLIC SAFETY,
By Oscar O. Wise,
Executive Secretary.

August 4, 1923.

To the President and Members of the Common Council, City of Indianapolis, Indiana:

Gentlemen—

I herewith hand you a communication from the Board of Public Works asking for the passage of an ordinance transferring the sum of \$2,500.00 from the Sewer Department Fund in the Street Commissioner's Department to the Sewer Department Maintenance and Supplies Fund, in the Street Commissioner's Department, in the Board of Public Works.

I respectfully recommend the passage of this ordinance.

Yours very truly,
JOS. L. HOGUE,
City Controller.

August 4, 1923.

Joseph L. Hogue,
City Controller,
City of Indianapolis.
Dear Sir—

I am directed by the Board of Public Works to submit for your approval and transmission to the Common Council an ordinance transferring the sum of \$2,500.00 from the Sewer Department Fund in the Street Commissioner's Department to the Sewer Department Maintenance and Supplies Fund in the Street Commissioner's Department in the Board of Public Works.

Yours very truly,
G. O. HUTSELL,
Clerk Board of Public Works.

August 4, 1923.

To the President and Members of the Common Council, City of Indianapolis, Indiana:

Gentlemen—

I herewith hand you a communication from the Board of Public Works asking for the passage of an ordinance requesting the transfer of Three Thousand (\$3,000.00) Dollars from the "Asphalt Plant Department Salaries and Wages Fund" to the "City Yard Salaries and Wages Fund."

I respectfully recommend the passage of this ordinance.

Yours very truly,

JOS. L. HOGUE,
City Controller.

August 4, 1923.

Joseph L. Hogue,
City Controller,
City of Indianapolis.

Dear Sir—

I am directed by the Board of Public Works to submit for your approval and transmission to the Common Council, an ordinance requesting the transfer of Three Thousand (\$3,000.00) Dollars from the "Asphalt Plant Department Salaries and Wages Fund" to the "City Yard Salaries and Wages Fund."

Yours very truly,

G. O. HUTSELL,
Clerk Board of Public Works.

August 2, 1923.

To the President and Members of the Common Council of the City of Indianapolis, Indiana:

Gentlemen—

I herewith hand you a communication from the Board of Public Works asking for the passage of an ordinance transferring the sum of \$2,500.00 from the Carpenter Department Fund in the Street Commissioner's Department in the Department of Public Works to the Carpenter's Department Salaries Fund in the Street Commissioner's Department in the Department of Public Works and re-appropriating the same to said fund, and respectfully recommend its passage.

Yours very truly,

JOS. L. HOGUE,
City Controller.

From the Board of Public Works:

August 2, 1923.

Joseph L. Hogue,
City Controller,
City of Indianapolis.

Dear Sir—

I am directed by the Board of Public Works to submit for your approval and transmission to the Common Council, an ordinance transferring the sum of \$2,500.00 from the Carpenter Department Fund in the Street Commissioner's Department in the Department of Public Works to the Carpenter's Department Salaries Fund in the Street Commissioner's Department in the Department of Public Works, and re-appropriating the same the said fund.

Kindly transmit same to the Common Council for passage at the next meeting of that body.

Yours very truly,

G. O. HUTSELL,
Clerk Board of Public Works.

August 4, 1923.

To the President and Members of the Common Council of the City of Indianapolis, Indiana:

Gentlemen—

I am instructed by the Board of Public Works to submit for your approval an ordinance ratifying, confirming and approving a certain contract between the City of Indianapolis and the American Cities Service Corporation of Dayton, Ohio, for the privilege of placing of Public Utility Cabinets at certain places in the City of Indianapolis.

Very truly,

G. O. HUTSELL,

Clerk Board of Public Works.

August 4, 1923.

To the President and Members of the Common Council of the City of Indianapolis, Indiana:

Gentlemen—

I am directed by the Board of Public Works to submit for your approval and passage an ordinance providing for certain salaries for positions in the City Civil Engineer's office.

Yours very truly,

G. O. HUTSELL,

Clerk Board of Public Works.

August 3, 1923.

To the Board of Public Works.

Gentlemen—

There is attached twelve copies of an ordinance providing for certain salaries for positions in the City Engineer's Department. The salaries set forth in this ordinance have been established at rates approved by a committee of the Common Council appointed for the purpose of investigating salary and wage conditions of city positions.

Would respectfully request that the attached ordinance be approved by the Board of Public Works and forwarded to the Common Council for their consideration and action.

Yours very truly,

J. L. ELLIOTT,

City Civil Engineer.

Approved

W. H. Freeman,

M. J. Spencer

Board of Public Works.

From the Board of Public Safety:

August 3, 1923.

To the President and Members of the Common Council of the City of Indianapolis, Indiana:

Gentlemen—

The Board of Public Safety respectfully recommends to your honorable body the passage of an ordinance amending Sub-section F of Section 3 of General Ordinance No. 37, 1923, known as the Traffic Ordinance. This amendment would add to said sub-section additional preferential streets, avenues and boulevards and providing stops at the intersections of the same.

The provisions of the above ordinance requiring stops have done much toward slowing down traffic and causing drivers of vehicles to exercise more care.

Yours very truly,
 BOARD OF PUBLIC SAFETY,
 By Oscar O. Wise,
 Executive Secretary.

August 3, 1923.

To the President and Members of the Common Council of the City of Indianapolis, Indiana:

Gentlemen—

The Board of Public Safety respectfully requests the passage of an ordinance regulating the storage and handling of hazardous chemicals within the City of Indianapolis.

This ordinance is proposed to meet the requirements of the Board of National Fire Underwriters.

Yours very truly,
 BOARD OF PUBLIC SAFETY,
 By Oscar O. Wise,
 Executive Secretary.

August 3, 1923.

To the President and Members of the Common Council of the City of Indianapolis, Indiana:

Gentlemen—

The Board of Public Safety respectfully requests the passage of an ordinance regulating the manufacture, storage, handling, sale and use of combustible fibre and fibrous products of the woodworking industry, packing materials and refuse within the City of Indianapolis.

This ordinance is proposed to meet the requirements of the Board of National Fire Underwriters.

Yours very truly,
 BOARD OF PUBLIC SAFETY,
 Oscar O. Wise,
 Executive Secretary.

From the City Plan Commission:

August 3, 1923.

To the President and Members of the Common Council, Indianapolis, Indiana:

Gentlemen—

The City Plan Commission at its meeting on July 31st, 1923, voted to recommend to you that General Ordinances No. 60, No. 75, No. 76 and No. 61 be passed as originally drawn, and that General Ordinance No. 62 be not passed.

Respectfully yours,
 CITY PLAN COMMISSION,
 Edward B. Raub, President.

From the City Civil Engineer:

August 3, 1923.

To the President and Members of the Common Council, Indianapolis, Indiana:
Gentlemen—

In reference to a petition of interested property owners, there is being transmitted herewith, for your consideration, an ordinance providing for the annexation to the City of Indianapolis of property bounded by Forty-eighth street, Arsenal avenue, Fifty-second street and Monon Railway.

J. L. ELLIOTT,
City Civil Engineer.

REPORTS FROM STANDING COMMITTEES

From the Committee on Finance:

Indianapolis, Ind., August 6, 1923.

To the President and Members of the Common Council of the City of Indianapolis, Indiana:

Gentlemen—

We, your Committee on Finance, to whom was referred General Ordinance No. 79, 1923, entitled, "An ordinance transferring the sum of Five Thousand (\$5,000.00) Dollars from the Interest and Exchange Fund under the Department of Finance and transferring and re-appropriating said Five Thousand (\$5,000.00) Dollars of said Fund "Interest and Exchange" in the Department of Finance to the Blank Books, Printing and Incidentals Fund in the Department of Finance transferring the sum of Five Thousand (\$5,000) Dollars from the Interest and Exchange Fund under the Department of Finance and transferring and re-appropriating said Five Thousand (\$5,000.00) Dollars of said fund "Interest and Exchange" in the Department of Finance to the Miscellaneous Expense of City Officers in the Department of Finance, and declaring a time when the same shall take effect," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

BEN H. THOMPSON
THEO. J. BERND

Indianapolis, Ind., August 6, 1923.

To the President and Members of the Common Council of the City of Indianapolis, Indiana:

Gentlemen—

We, your Committee on Finance, to whom was referred General Ordinance No. 78, 1923, entitled, "An ordinance authorizing the City Controller to make a temporary loan or loans of Three Hundred Thousand (\$300,000.00) Dollars in anticipation of current revenues appropriating the sum of Three Hundred Six Thousand (\$306,000.00) Dollars for the payment of same, and fixing a time when the same shall take effect," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

BEN H. THOMPSON
THEO. J. BERND

Indianapolis, Ind., August 6, 1923.

To the President and Members of the Common Council of the City of Indianapolis, Indiana:

Gentlemen—

We, your Committee on Finance, to whom was referred General Ordinance No. 80, 1923,, entitled, "An ordinance transferring the sum of Twenty-seven Hundred and Eighty-five (\$2,785.00) Dollars from the 'New Motorcycle Fund' of the Department of Public Safety and transferring and re-appropriating the same to the fund in the Department of Public Safety, known as the "Bicycles and Autos for Bicycle Squad,' and declaring a time when the same shall take effect," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

BEN H. THOMPSON
THEO. J. BERND

From the Committee on Public Works:

Indianapolis, Ind., August 6, 1923.

To the President and Members of the Common Council of the City of Indianapolis, Indiana:

Gentlemen—

We, your Committee on Public Works, to whom was referred General Ordinance No. 81, 1923, entitled, "An ordinance prohibiting the digging, excavating or cutting into any newly-paved street within a period of five (5) years after the acceptance of the improvement, unless an emergency permit is secured setting out the method of obtaining such permit, prescribing a penalty for the violation thereof and declaring a time when the same shall take effect," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

THEO. J. BERND
I. L. BRAMBLETT
H. W. BUCHANAN
WALTER W. WISE
BEN H. THOMPSON

From Special Committee:

Indianapolis, Ind., August 4, 1923.

To the President and Members of the Common Council:

We, your Special Committee appointed for the purpose of investigating the establishment of a City Psychopathic Ward in connection with the Central Hospital for the Insane, beg leave to report that we have had this matter under consideration and have carefully investigated the same through state and city officials and other interested citizens and from such investigation we have come to the conclusion that there is no practicable or feasible way whereby such a ward can be established in connection with the state institution, and we therefore, recommend that said plan be abandoned and that

this report be received as a final report and the committee discharged.

H. W. BUCHANAN
BEN H. THOMPSON
WALTER W. WISE
Chairman.

On motion of Mr. Claycombe, the report of the Special Committee was received and the committee discharged.

INTRODUCTION OF APPROPRIATION ORDINANCES

By the City Controller:

APPROPRIATION ORDINANCE NO. 35, 1923.
AN ORDINANCE transferring the proceeds in the "Anna Seegar Fund," of the Sinking Fund Commissioners of the City of Indianapolis, created by General Ordinance No. 72, 1921, of the Common Council of said city, to a fund to be known as the "Anna Seegar Coliseum Fund," of the Department of Public Parks and appropriating the proceeds of said fund to the building of a Coliseum in Rhodius Park, a part of the Park System of the city of Indianapolis, and fixing a time when the same shall take effect.

WHEREAS, one Anna Seegar, deceased, by will probated on the 12th day of May, 1916, in the Probate Court of Marion County, Indiana, left to the City of Indianapolis the sum of Thirty-Five Thousand (\$35,000.00) Dollars, under the following terms and conditions, to-wit:

"Item 4. All the rest and residue of money and property remaining after the payment of the foregoing and above named legacies, including any lapsed legacy or legacies, I give and bequeath to my home city, that I love so much, the City of Indianapolis, to be used in building a City Hall or Coliseum, and should it be that said City of Indianapolis shall be provided with such building when this legacy shall come to it, then authority is given said City of Indianapolis to use said money as it may see fit, it being my desire that it be so used as to afford the greatest benefit to the public." and

WHEREAS, the Executors of the last will of said Anna Seegar, deceased, have paid to the City of Indianapolis the sum of Thirty-Five Thousand (\$35,000.00) Dollars, in payment of said residuary bequest which amount the city has accepted by General Ordinance No. 72, 1921, passed by the Common Council of said city on September 19, 1921, placing said money in the "Anna Seegar Fund" of the Board of Sinking Fund Commissioners, and providing that no part of said fund or interest accumulating thereon, shall ever be used or appropriated to any purpose except by an ordinance duly passed by the Common Council of the City of Indianapolis, and approved by the Mayor, and

WHEREAS, said City of Indianapolis is already provided with a City Hall in which case, under the terms of said will, said city may use said fund as it may see fit.

Therefore, be it Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That the proceeds in the "Anna Seegar Fund," of the Sinking Fund Commissioners of the City of Indianapolis, Indiana, now amounting to Thirty-seven Thousand Eight Hundred Twenty-four Dollars and Ninety-two Cents (\$37,824.92), including principal and accumulated interest, and all interest that may hereafter accumulate, be and the same is hereby transferred and appropriated to the Department of Public Parks of the City of Indianapolis, Indiana, to a Special Fund to be known as the "Anna Seegar Coliseum Fund," of said Park Department, to be used by said department in the building of a coliseum in Rhodius Park, for general community purposes, said park being a part of the park lands now owned by the City of Indianapolis, Indiana, said fund to be known and designated as the "Anna Seegar Coliseum Fund," and said fund is not to be expended for any other purpose or purposes.

Section 2. This ordinance shall be in full force and effect from and after its passage.

Which was read a first time and referred to the Committee on Finance.

By the City Controller:

APPROPRIATION ORDINANCE NO. 36, 1923.

AN ORDINANCE appropriating the sum of Four Hundred Thirty-three Dollars and Nineteen Cents (\$433.19) from any unappropriated funds to a fund to be created and known as the Engineering Services to the town of Broad Ripple Fund in the Department of Public Works for the purpose of paying Alfred H. Moore for engineering services to the town of Broad Ripple and declaring a time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That there be and is hereby appropriated the sum of Four Hundred Thirty-three Dollars and Nineteen Cents (\$433.19) from any unappropriated funds to a fund herein created and known as the Engineering Services to the town of Broad Ripple in the Department of Public Works, for the purpose of paying Alfred H. Moore for engineering services to the town of Broad Ripple.

Section 2. This ordinance shall be in full force and effect from and after its passage.

Which was read a first time and referred to the Committee on Finance.

By the City Controller:

APPROPRIATION ORDINANCE NO. 37, 1923.

AN ORDINANCE appropriating the sum of Thirty Thousand (\$30,000.00) Dollars from any unexpended funds to a fund to be

created and known as the New Equipment Fund in the Street Commissioner's Department under the Department of Public Works, for the purpose of purchasing new trucks, graders, tractors and other equipment for the Street Commissioners' Department and declaring a time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That there be and hereby is appropriated from any unexpended funds the sum of Thirty Thousand (\$30,000.00) Dollars to a fund hereby created and known as the New Equipment Fund in the Street Commissioner's Department under the Department of Public Works, for the purpose of purchasing trucks, graders, tractors and other equipment in the Street Commissioner's Department.

Section 2. This ordinance shall be in full force and effect from and after its passage.

Which was read a first time and referred to the Committee on Finance.

By the City Controller:

APPROPRIATION ORDINANCE NO. 38, 1923.

AN ORDINANCE appropriating the sum of Six Hundred (\$600.00) Dollars out of any unappropriated funds of the City of Indianapolis, a the fund for Supplies for Traffic of the Police Department, under the Department of Public Safety for the purchase and installation of one automatic stop and go sign, and declaring a time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That there be and is hereby appropriated the sum of Six Hundred (\$600.00) Dollars out of an unappropriated funds of the City of Indianapolis to the fund for Supplies for Traffic of the Police Department under the Department of Public Safety, to be used for the purchase and installation of one automatic stop and go sign.

Section 2. This ordinance shall be in full force and effect from and after its passage.

Which was read a first time and referred to the Committee on Finance.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

By the City Controller:

GENERAL ORDINANCE NO. 83, 1923.

AN ORDINANCE transferring the sum of Six Hundred (\$600.00) Dollars from the fund in the Department of Buildings under the Department of Public Safety of the City of Indianapolis, known as the Gasoline, Oil, Auto Supplies and Repair Fund, transferring and re-appropriating the same to a fund to be hereby created and known as the Transportation Fund in the same de-

partment, under the Department of Public Safety—and declaring a time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That there be and is hereby transferred the sum of Six Hundred (\$600.00) Dollars from the fund in the Department of Buildings of the City of Indianapolis under the Department of Public Safety, known and designated as the Gasoline, Oil, Auto Supplies and Repair Fund, and the same is hereby transferred to and re-appropriated to a fund in the same department under the Department of Public Safety, hereafter created and known as the Transportation Fund.

Section 2. That there be and is hereby created in the Department of Buildings under the Department of Public Safety a fund to be known and designated as the Transportation Fund.

Section 3. This ordinance shall be in full force and effect from and after its passage.

Which was read a first time and referred to the Committee on Finance.

By the City Controller:

GENERAL ORDINANCE NO. 84, 1923.

AN ORDINANCE transferring the sum of Seven Hundred (\$700.00) Dollars from the Ammunition and Supplies for Target Practice Fund, in the Police Department under the Department of Public Safety, transferring and re-appropriating said sum to a fund to be created and known as the fund for the purchase of Furniture, Equipment and Supplies, for the Division of Accident Prevention of the Traffic Department of the Police Department, and declaring a time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That there be and is hereby transferred the sum of Seven Hundred (\$700.00) Dollars from the Ammunition and Supplies for Target Practice in the Police Department, under the Department of Public Safety, and that the same be and is hereby transferred to and re-appropriated to a fund herein created to be known as the fund for the purchase of Furniture, Equipment and Supplies for the Division of Accident Prevention of the Traffic Department in the Police Department.

Section 2. That there be and hereby is created a fund in the Police Department under the Department of Public Safety to be known and designated as the fund for purchase of Furniture, Equipment and Supplies for the Division of Accident Prevention of the Traffic Department in the Police Department.

Section 3. This ordinance shall be in full force and effect from and after its passage.

Which was read a first time.

Mr. Thompson moved that the rules be suspended and General Ordinance No. 84, 1923, be placed upon its passage.

The roll was called and the rules were suspended by the following vote:

Ayes, 9, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray, Thompson, Wise and President John E. King.

Mr. Thompson called for General Ordinance No. 84, 1923, for second reading. It was read a second time.

Mr. Thompson moved that General Ordinance No. 84, 1923, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 84, 1923, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray, Thompson, Wise and President John E. King.

By the City Controller:

GENERAL ORDINANCE NO. 85, 1923.

AN ORDINANCE transferring the sum of Twenty-five Hundred (\$2,500.00) Dollars from the Sewer Department Fund in the Street Commissioner's Department, in the Department of Public Works, to the Sewer Department Maintenance and Supplies Fund in the Street Commissioner's Department in the Department of Public Works, and re-appropriating the same to said fund and declaring a time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That the sum of Twenty-five Hundred (\$2,500.00) Dollars from the Sewer Department Fund in the Street Commissioner's Department in the Department of Public Works, be and the same is hereby transferred and re-appropriated to the Sewer Department Maintenance and Supplies Fund in the Street Commissioner's Department in the Department of Public Works.

Section 2. This ordinance shall be in full force and effect from and after its passage.

Which was read a first time and referred to the Committee on Finance.

By the City Controller:

GENERAL ORDINANCE NO. 86, 1923.

AN ORDINANCE transferring and re-appropriating certain funds under the Department of Public Works, and declaring a time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That there be and is hereby is transferred from the "Asphalt Plant Department Salaries and Wages Fund" under the Department of Public Works, the sum of Three Thousand (\$3,000.00) Dollars and that the same be and is hereby re-appropriated to the "City Yard Salaries and Wages Fund" of the Board of Public Works.

Section 2. THAT WHEREAS, an emergency exists for the transfer and re-appropriation herein made, this ordinance shall be in full force and effect from and after its passage.

Which was read a first time and referred to the Committee on Finance.

By the City Controller:

GENERAL ORDINANCE NO. 87, 1923.

AN ORDINANCE transferring the sum of Twenty-five Hundred (\$2,500.00) Dollars from the Carpenter Department Fund in the Street Commissioner's Department in the Department of Public Works to the Carpenter's Department Salaries Fund in the Street Commissioner's Department in the Department of Public Works, and re-appropriating the same to said fund and declaring a time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That the sum of Twenty-five Hundred (\$2,500.00) Dollars in the Carpenter Department Fund in the Street Commissioner's Department in the Department of Public Works be and the same is hereby transferred to and re-appropriated to the Carpenter Department Salaries Fund in the Street Commissioner's Department in the Department of Public Works.

Section 2. This ordinance shall be in full force and effect from and after its passage.

Which was read a first time and referred to the Committee on Finance.

By the Board of Public Works:

GENERAL ORDINANCE No. 88, 1923.

AN ORDINANCE ratifying, confirming and approving a certain contract made and entered into on the 20th., day of June 1923, between the City of Indianapolis, by and through its Board of Public Works, with the approval of its Mayor and the American Cities Service Corporation of Dayton, Ohio, whereby the said city grants to said corporation the privilege of placing of Public Utility Cabinets at certain places in the City of Indianapolis and for which privilege the said corporation is to pay the City of Indianapolis the sum of Fifty (\$50.00) Dollars for each cabinet so placed, and declaring the time when the same shall take effect.

WHEREAS, heretofore on the 20th, day of June, 1923, the City of Indianapolis by and through its Board of Public Works, with the approval of its Mayor, entered into a certain contract and agreement with the American Cities Service Corporation of Dayton, Ohio, whereby said city granted the privilege to said corporation of placing Public Utility Cabinets at certain places in the City of Indianapolis and for said privilege the said corporation is to pay the City of Indianapolis the sum of Fifty (\$50.00) Dollars for each cabinet so placed, which said contract is in words and figures to-wit:

CONTRACT.

THIS AGREEMENT, made and entered into at Indianapolis, Indiana this 20th. day of June, 1923, by and between the City of Indianapolis, Indiana, by and through its Board of Public Works, with the approval of its Mayor, party of the first part, and the American Cities Service Corporation, of Dayton, Ohio, party of the second part, WITNESSETH:

That the party of the first part hereby grants and gives to the party of the second part the privilege of placing the Public Utility Cabinets of the party of the second part at certain places in the City of Indianapolis, Indiana.

For and in consideration of this privilege given and granted to the party of the second part, said party of the second part agrees to pay to the City of Indianapolis, the sum of Fifty (\$50.00) Dollars for each cabinet so placed.

It is understood and agreed that the terms and conditions of this contract shall be as follows:

(1) The said cabinets shall be placed at such places as may be selected by the Board of Public Works, not exceeding, however One Hundred Fifty (150) places.

(2) The said cabinets are to be composed of bronze alloy, cast iron, sheet metal and plate glass, standing approximately 5' 6" high 30" to a side and equilateral triangular in shape.

Each cabinet shall weigh between 450 and 500 pounds, and shall be anchored to the sidewalk if desired and ordered by the party of the first part.

(3) The party of the second part shall pay to the party of the first part the sum of Fifty (\$50.00) Dollars immediately upon the installment or placing of each of said cabinets. The sum of Fifty (\$50.00) Dollars for each cabinet shall be paid for each and every year the said cabinets are installed; the second payment of Fifty (\$50.00) Dollars for each cabinet shall be paid one year from the date of the first payment.

(4) The cabinets shall be installed in lots of twelve (12) at one time; they shall be installed in said lots until the full quota as

ordered by the Board of Public Works has been installed. The said cabinets are to be installed all without expense of installation or expense of maintenance during the term of this contract to the City of Indianapolis.

(5) The said cabinets shall contain two (2) compartments, one for use of the police only, which is called "Police Department". This compartment is to be furnished with one A-1 Wood's Emergency Case, which is to be kept intact at all times. The lower compartment which is separate and sanitary and contains a receptacle for all refuse and other litter: said compartments are to be sanitary, water proof and fire proof, and subject to inspection at any and all times by the proper city authorities.

(6) The party of the second part shall have the right to sell and place clean authentic advertising upon said cabinets. The advertising is to be such as would be passed upon and approved by the Ad Club of America, and is also to the approval of the Board of Public Works. Each cabinet shall contain nine (9) advertisements of the standard card size 11" x 22" and shall be covered by Plate Glass. The sole revenue derived from said advertisements shall belong to the party of the second part.

(7) At the bottom of each of said cabinets and on each side thereof shall be placed cards 6"x22" containing the words, "Keep Indianapolis Clean." If so desired and ordered by the Board of Public Works the name of the street shall be placed on the light at the top of the cabinet. The cabinets shall be illuminated at no expense to the party of the first part.

(8) The party of the second part is to inspect all cabinets each and every day, and is to wash and polish all the cabinets once each week. The said party of the second part is to collect all refuse and other litter deposited in said cabinets, and is to remove the same whenever necessary, all of which is to be of no expense to the party of the first part.

(9) In case the glass becomes broken in said cabinets and the same is not repaired within 24 hours, the party of the second part shall pay to the party of the first part the sum of Five (\$5.00) Dollars per broken glass for each day the same is not repaired after twenty-four (24) hours.

(10) The party of the second part shall furnish to the party of the first part against any and all damages arising directly or indirectly from the installation and maintenance of said cabinets.

(11) The party of the first part is to protect the said cabinets as other city property is now protected.

(12) The installation of the first lot of twelve (12) of said cabinets shall be installed within sixty (60) days after the signing of this contract.

(13) This contract shall be in full force and effect for a period of two years from the date of the execution of the same.

(14) The party of the second part is to purchase of the party of the first part such waste paper receptacles as are now in use in the City of Indianapolis and are replaced by the cabinets of the party of the second part. These receptacles are to be purchased at the appraised price, and the appraised price be arrived at by allowing a fair depreciation on the purchase price. Only such receptacles are to be purchased as are replaced by the cabinets of the party of the second part and are to be paid for by the party of the second part at that time.

(15) The cabinets to be furnished are to be similar to the model exhibited this day to the party of the first part.

(16) In the event the party of the second part shall fail to perform any of the terms and conditions of this contract for a period of thirty (30) days then the title to all of said cabinets installed in the City of Indianapolis shall at once vest in said City of Indianapolis, and said cabinets shall thereafter be the property of the City of Indianapolis.

(17) This contract on the part of the City of Indianapolis shall be of no force and effect unless specifically authorized by Ordinance of the Common Council of the City of Indianapolis.

IN WITNESS WHEREOF, the parties have hereunto set their hand in duplicate this 20th day of June, 1923.

(Signed) CITY OF INDIANAPOLIS.

Approved: S. L. SHANK, Mayor.

By

Charles E. Coffin

W. H. Freeman

M. J. Spencer

Board of Public Works, Party of the first part.

(Signed) AMERICAN CITIES SERVICE CORPORATION

By Raymond H. Boyer, Vice-President.

Party of the second part.

Attest: Frederick Lear, Secretary.

and, WHEREAS, said contract has been submitted to the City Plan Commission and its recommendations thereon obtained, and

WHEREAS, said contract and agreement has been submitted by said Board of Public Works of the City of Indianapolis to the Common Council of said city for its action thereon.

Therefore Be It Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That the foregoing contract and agreement made and entered into on the 20th day of June, 1923, by the City of Indianapolis by and through its Board of Public Works with the approval of its Mayor and the American Cities Service Corporation of Dayton, Ohio, be and the same is hereby in all things ratified, confirmed and approved.

Section 2. This ordinance shall be in full force and effect from and after its passage.

Which was read a first time and referred to the Committee on Public Works.

By the Board of Public Works:

GENERAL ORDINANCE NO. 89, 1923.

AN ORDINANCE fixing the compensation of certain officers and employes of the City of Indianapolis and declaring a time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. All officers, appointees and employes of the City of Indianapolis hereinafter enumerated shall receive the compen-

sation named and fixed in this ordinance, for the officers and positions held by each of them respectively, as follows, to-wit:

DEPARTMENT OF PUBLIC WORKS

City Civil Engineer's Department

City Civil Engineer—Thirty-five hundred dollars per year.

The City Civil Engineer, for Track Elevation in addition to the above regular salary—Five thousand dollars per year.

Senior Assistant City Civil Engineer—Thirty-six hundred dollars per year.

Junior Assistant Engineers—Twenty-five hundred dollars per year.

Field Aids, Class D—Twenty-two hundred dollars per year.

Field Aids, Class C—Eighteen hundred dollars per year.

Field Aids, Class B—Fifteen hundred dollars per year.

Field Aids, Class A—Twelve hundred dollars per year.

Office Aids, Class F—Twenty-two hundred dollars per year.

Office Aids, Class E—Two thousand dollars per year.

Office Aids, Class D—Eighteen hundred dollars per year.

Office Aids, Class C—Sixteen hundred dollars per year.

Office Aids, Class B—Fifteen hundred dollars per year.

Office Aids, Class A—Thirteen hundred dollars per year.

Chief Clerk—Two thousand dollars per year.

Clerks—Twelve hundred dollars per year.

Stenographic Clerks—Twelve hundred dollars per year.

Stenographers—Ten hundred eighty dollars per year.

Chemical Engineer—Thirty-six hundred dollars per year.

Assistant Chemical Engineer—Twenty-two hundred dollars per year.

Senior Chemical Aids—Sixteen hundred and twenty dollars per year.

Chemical Aids—Fifteen hundred dollars per year.

Junior Chemical Aids—Thirteen hundred and twenty dollars per year.

Chief Inspector—Twenty-two hundred dollars per year.

Inspectors, Class D—Eighteen hundred dollars per year.

Inspectors, Class C—Fifteen hundred dollars per year.

Inspectors, Class B—Thirteen hundred twenty dollars per year.

Inspectors, Class A—Twelve hundred dollars per year.

Superintendent Street Lighting—Sixteen hundred twenty dollars per year.

Superintendent of Repairs—Twenty-four hundred dollars per year.

Assistant Superintendent of Repairs—Sixteen hundred twenty dollars per year.

Asphalt Plant Foreman—Sixteen hundred twenty dollars per year.

Repair Clerk—Fifteen hundred dollars per year.

Foreman—Fifteen hundred dollars per year.

Section 2. This ordinance shall be in full force and effect from and after its passage.

Which was read a first time and referred to the Committee on Finance.

By the City Controller:

GENERAL ORDINANCE NO. 90, 1923.

AN ORDINANCE transferring the sum of Four Thousand Eight Hundred (\$4,800.00) Dollars from the Printing, Stationery, Postage, Supplies and Miscellaneous Fund, to the Purchasing Department Salaries Fund.

Be it Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That there be and hereby is transferred from the Printing, Stationery, Postage, Supplies and Miscellaneous Fund in the Purchasing Department to the Purchasing Department Salaries Fund, Four Thousand Eight Hundred (\$4,800.00) Dollars.

Section 2. THAT WHEREAS, an emergency exists for the transfer and re-appropriation herein, this ordinance shall be in full force and effect from and after its passage.

Which was read a first time and referred to the Committee on Finance.

By the Board of Public Safety:

GENERAL ORDINANCE NO. 91, 1923.

AN ORDINANCE amending Sub-section F of Section 3 of General Ordinance No. 37, 1923, known as the Traffic Ordinance, and declaring a time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That Sub-section F of Section 3 of General Ordinance No. 37, 1923, be and is hereby amended by adding thereto the following named streets, avenues and boulevards as preferential thoroughfares: Washington Boulevard from 30th street to 51st street, Delaware street from Washington street to 16th street, Kentucky avenue from Washington street to city limits, Virginia avenue from Washington street to Prospect street, Massachusetts avenue from Pennsylvania street to city limits and Indiana avenue from Illinois street to West 10th street, and that as so amended said Sub-section F of Section 3 of General Ordinance No. 37, 1923, shall read as follows:

(F) VEHICLES, CITY AND INTERURBAN CAR STOPS. All vehicles, city and interurban cars approaching any of the following named streets, avenues and boulevards within the City of Indianapolis, shall come to a complete stop before continuing into or across the same: North Capitol avenue from Washington street to Maple Road Boulevard; Meridian street from Washington street to the Canal; East New York street from the Big Four Railroad tracks to Emerson avenue; East Michigan street from the Big Four Railroad tracks to Emerson avenue; Washington street from the city limits on the east to the city limits on the west; Maple Road Boulevard from Northwestern avenue to Fall Creek, and Fall Creek Boulevard north; Washington Boulevard from 30th street to 51st street; Delaware street from Washington street to 16th street; Kentucky avenue from Washington street to city limits; Virginia avenue from Washington street to Prospect street; Massachusetts avenue from Pennsylvania street to city limits; Indiana avenue from Illinois street to West 10th street.

That the above named streets, avenues and boulevards as set out in this Sub-section F, be and the same are hereby declared to be and are designated as preferential thoroughfares for the purpose of regulating traffic upon or crossing over the same.

Section 2. This ordinance shall be in full force and effect from and after its passage and due publication, as required by law.

Which was read a first time and referred to the Committee on Public Safety.

By Mr. Wise:

GENERAL ORDINANCE NO. 92, 1923.

AN ORDINANCE regulating the planting or maintaining of vines, hedge, trees or shrubbery upon lots located at street corners, street crossings and street intersections, providing a penalty for the violation thereof, and declaring a time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That it shall hereafter be unlawful for the owner or occupant of any lot situated at the corner of any street, avenue or boulevard where the same interesects another such street, avenue or boulevard, in the City of Indianapolis, to plant or maintain any vines, hedges, trees or shrubbery upon any such lot within twenty feet from the corner of the same nearest to such intersection which reach to a height of more than three feet above the grade of the public sidewalk adjoining said lot, provided, however, that trees may be planted or maintained thereon if the same are kept trimmed in a manner that the same shall not obstruct the view of approaching vehicles and conveyances at the street intersections. That where such corner lots are more than three feet above the grade of the public sidewalk no such vines, hedge or shrubbery shall be planted or maintained within twenty feet of the corner of said lot.

Section 2. That it shall be the duty of the owner or occupant of the premises such as are described in the foregoing section to comply with the provisions of this ordinance to the end that there be no obstruction to the view of approaching vehicles and conveyances at such street corners and intersections in order that the danger to life and limb may be eliminated so far as passible.

Section 3. Any person or persons violating any of the provisions of this ordinance shall upon conviction be fined in any sum not exceeding One Hundred Dollars.

Section 4. This ordinance shall be in full force and effect from and after its passage and due publication as provided by law.

Which was read a first time and referred to the Committee on Public Safety.

By Mr. Wise:

GENERAL ORDINANCE NO. 93, 1923.

AN ORDINANCE compelling the Terre Haute, Indianapolis & Eastern Traction Company and the Cleveland, Cincinnati, Chicago & St. Louis Railroad Company to provide and maintain crossing flagmen at the intersections of their respective tracks and Tibbs avenue in the City of Indianapolis, providing a penalty for the violation thereof and declaring a time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That the Cleveland, Cincinnati, Chicago & St. Louis Railroad Company shall provide and maintain a crossing flagmen at the intersection of said company's tracks and Tibbs avenue in the City of Indianapolis, from seven o'clock a. m. until seven o'clock p. m., each and every day in the year after the taking effect of this ordinance.

Section 2. That the Terre Haute, Indianapolis & Eastern Traction Company shall provide and maintain a crossing flagman at the intersection of said company's tracks and Tibbs avenue in the City of Indianapolis from seven o'clock a. m. until seven o'clock p. m., each and every day in the year after the taking effect of this ordinance.

Section 3. Any person, firm or corporation who shall fail to comply with any of the provisions of this ordinance shall on conviction be fined in any sum not exceeding Two Hundred Dollars, to which may be added imprisonment for any period not exceeding thirty days, and each day's failure so to do shall constitute a separate offense after the taking effect of this ordinance.

Section 4. The provisions of this ordinance are not intended to repeal any of the provisions of any ordinance or parts of ordinances now in effect, but shall be in addition thereto.

Section 5. This ordinance shall be in full force and effect from and after its passage and due publication as required by law.

Which was read a first time.

Mr. Buchanan moved that the rules be suspended and General Ordinance No. 93, 1923, be placed upon its passage.

The roll was called and the rules were suspended by the following vote:

Ayes, 9, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray, Thompson, Wise and President John E. King.

Mr. Buchanan called for General Ordinance No. 93, 1923, for second reading. It was read a second time.

By Mr. Claycombe:

Mr. President:

I move that General Ordinance No. 93, 1923, be amended to read as follows:

GENERAL ORDINANCE NO. 93, 1923.

AN ORDINANCE, compelling the Terre Haute, Indianapolis and Eastern Traction Company, and the Peoria and Eastern Railroad Company to provide and maintain crossing flagman at the intersections of their respective tracks at Tibbs Avenue in the City of Indianapolis, providing a penalty for the violation thereof and declaring a time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That the Peoria and Eastern Railroad Company shall provide and maintain a crossing flagman at the intersection of said Company's tracks and Tibbs Avenue in the City of Indianapolis, from seven o'clock a. m. until seven o'clock p. m. each and every day in the year after the taking effect of this ordinance.

Section 2. That the Terre Haute, Indianapolis and Eastern Traction Company shall provide and maintain a crossing flagman at the intersection of said company's tracks and Tibbs Avenue in the City of Indianapolis from seven o'clock a. m. until seven o'clock p. m. each and every day in the year after the taking effect of this ordinance.

Section 3. Any person, firm or corporation who shall fail to comply with any of the provisions of this ordinance shall on conviction be fined in any sum not exceeding Two Hundred Dollars, to which may be added imprisonment for any period not exceeding thirty days, and each day's failure so to do shall constitute a separate offense after the taking effect of this ordinance.

Section 4. The provisions of this ordinance are not intended to repeal any of the provisions of any ordinance or parts of ordinances now in effect, but shall be in addition thereto.

Section 5. This ordinance shall be in full force and effect from and after its passage and due publication as required by law.

Mr. Buchanan moved that General Ordinance No. 93, 1923, be ordered engrossed, as amended, read a third time and placed upon its passage. Carried.

General Ordinance No. 93, 1923, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray, Thompson, Wise and President John E. King.

By the City Plan Commission:

GENERAL ORDINANCE NO. 94, 1923.

AN ORDINANCE to amend General Ordinance No. 114, 1922, entitled, "An ordinance dividing the City of Indianapolis into districts for the purpose of regulating and restricting the location of trades, callings, industries, commercial enterprises and the location of buildings designed for specific purposes; of classifying, regulating and determining the area of front, rear and side yards and other open spaces about buildings; of regulating and determining the use and intensity of use of land and lot areas within such city; creating a board of zoning appeals; defining certain terms used in said ordinance; providing a penalty for its violation and designating the time when the same shall take effect", and fixing a time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That the U1 or dwelling house district, H1 or 50-foot height district, and the A2 or 4,800 square foot area district as established by General Ordinance No. 114, 1922, be and the same is hereby amended, supplemented and changed so as to include all territory annexed to the City of Indianapolis, by Special Ordinance No. 13, 1923, except Section 2, Section 2-A and Section 3.

Section 2. That the U3 or business district, H1 or 50-foot height district, and the A2 or 4,800 square foot area district, as established by General Ordinance No. 114, 1922, be and the same is hereby amended, supplemented and changed so as to include all the following described territory:

Beginning on the south property line of Southern avenue at its intersection with the west property line of Meridian street; thence south with and along the west property line of Meridian street, a distance of 100 feet; thence west and parallel to the south property line of Southern avenue, a distance of 130 feet; thence north and parallel to the west property line of Meridian street, to the south property line of Southern avenue, to the point or place of beginning.

Section 2-A. Beginning on the south property line of Southern avenue at its intersection with the east property line of Bluff Road; thence east with and along the south property line of Southern avenue, a distance of 100 feet; thence south and parallel to the east property line of Bluff Road, a distance of 175 feet; thence east and parallel to the south property line of Southern avenue, to a point 112.6 feet west of the west property line of Bluff Road; thence north and parallel to the west property line of Bluff Road to the south property line of Southern avenue; thence east with and along the south property line of Southern avenue to the point or place of beginning.

Section 3. That the U4 or first industrial district, H1 or 50-foot height district, and the A2 or 4,800 square foot area district, as established by General Ordinance No. 114, 1922, be and the same is hereby amended, supplemented and changed so as to include the following described territory:

Beginning on the south property line of Southern avenue at its intersection with the west property line of the first alley east of Dett street, extended south; thence south with said extension, a distance of 175 feet; thence west and parallel to the south property

line of Southern avenue to the east bank of White River; thence north along the east bank of White River to the south property line of Southern avenue; thence east with and along the south property line of Southern avenue to the point or place of beginning.

Section 4. This ordinance shall go into immediate effect upon its passage and publication according to law.

Which was read a first time and referred to the Committee on Law and Judiciary.

By the City Plan Commission:

GENERAL ORDINANCE NO. 95, 1923.

AN ORDINANCE to amend General Ordinance No. 114, 1922, entitled, "An ordinance dividing the City of Indianapolis into districts for the purpose of regulating and restricting the location of trades, callings, industries, commercial enterprises and the location of buildings designed for specified uses; of classifying, regulating and determining the area of front, rear and side yards and other open spaces about buildings; of regulating and determining the use and intensity of use of land and lot areas within such city; creating a board of zoning appeals, defining certain terms used in said ordinance; providing a penalty for its violation and designating the time when the same shall take effect," and fixing a time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That the U1 or dwelling house district, the H1 or 50-foot height district, and the A2 or 4,800 square foot area district, as established by General Ordinance No. 114, 1922, be and the same is hereby amended, supplemented and changed so as to include all territory annexed to the City of Indianapolis by Special Ordinance No. —, 1923, more particularly described as follows:

Beginning at a point on the present corporation line, said point being on a center line of E. 49th street at its intersection with the center line of Arsenal avenue; thence north with and along the center line of Arsenal avenue to the center line of 52nd street; thence west with and along the center line of 52nd street to the present corporation line; thence south and west with the present corporation line to the point or place of beginning.

Section 2. This ordinance shall go into immediate effect upon its passage and publication according to law.

Which was read a first time and referred to the Committee on Law and Judiciary.

By Mr. Ray:

GENERAL ORDINANCE NO. 96, 1923.

AN ORDINANCE amending General Ordinance No. 114, 1922, by adding certain additional territory to the U3 or Business Dis-

trict and the A2 or 4,800 square foot area district and declaring a time when the same shall take effect.

Be It Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That the U3 or Business District and the A2 or 4,800 square foot area district, as established by General Ordinance No. 114, 1922, be and the same is hereby amended, supplemented and changed so as to include the following territory:

Beginning on the west property line of South Sherman Drive at a point 150 feet south of the south property line of Prospect street; thence west and parallel with the south property line of Prospect street 134 feet; thence south and parallel with the west property line of South Sherman Drive 120 feet; thence east and parallel with south property line of Prospect street 134 feet; thence north on the west property line of South Sherman Drive 120 feet, to the place of beginning.

Section 2. This Ordinance shall be in full force and effect from and after its passage and publication as required by law.

Which was read a first time and referred to the Committee on Law and Judiciary.

By the Board of Public Safety:

GENERAL ORDINANCE NO. 97, 1923.

AN ORDINANCE regulating the storage and handling of hazardous chemicals within the City of Indianapolis, providing a penalty for the violation thereof, and fixing a time when the same shall take effect.

Be It Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. This ordinance shall apply to all new and existing storages of hazardous chemicals.

Section 2. The term "hazardous chemical" as hereinafter used shall be defined as applying to any chemical, upon which the application of heat, water, moisture or contact with any other chemical, cause reactions resulting in fire or explosion, or which are injurious to persons. This definition, however, shall not be construed to apply to those materials usually included by the term "explosives," such as gun powder, dynamite, nitroglycerine, etc., nor the oils and other inflammable liquids. Representative hazardous chemicals shall include the following:

OXIDIZING MATERIALS—

- Nitrates
- Perchlorates
- Chlorates
- Bromate of Potash
- Salt Peter
- Sodium Peroxide.

CORROSIVE LIQUIDS—

- Acetic Acid
- Acetic Anhydride
- Bromine
- Chloride of Phosphorus

Phosphorus Trichloride
Tetrachloride of Tin
Nitric Acid
Sulphuric Acid
Hydrofluosieic Acid,
Hydrofluoric Acid
Formic Acid

Section 3. Permits—Except as hereinafter specified a permit shall be obtained for the storage, handling or keeping of hazardous chemicals in aggregate quantities greater than fifty pounds.

Section 4. No permits shall be required for hazardous chemicals when stored in buildings used for no other purposes, located in isolated districts and separated by a clear space of at least fifty (50) feet from any other building.

Section 5. Application for permits to handle or store hazardous chemicals shall be made in writing to the Chief of the Fire Prevention on special printed forms. The Chief of the Fire Prevention shall forthwith make an inspection of the premises proposed to be used for such handling and storage, and if the conditions, surroundings and arrangements are such that the intent of this ordinance can be observed, he shall then issue a permit authorizing such handling and storage.

Section 6. Every applicant shall state specifically the name and nature of the chemicals, the maximum quantities to be kept or handled, the location of the proposed storage, the character of the building and the fire appliances provided. When an application is made for the storage of chemicals, the hazard of which is unknown, permits shall not be granted until such chemical has been classified as to hazard by the Bureau of Explosives of the Interstate Commerce Commission.

Section 7. The Chief of Fire Prevention shall have power to modify any provisions of this ordinance upon application in writing by the owner or occupant, or his duly authorized agent, when there are practical difficulties in the way of carrying out the strict letter of this ordinance, so that the spirit of this ordinance shall be observed and public safety secured and substantial justice done. The particulars of such modification when granted or allowed and the decision of the Chief of Fire Prevention thereon shall be entered upon the records of the department and a signed copy shall be furnished to the applicant.

Section 8. Within ten (10) days after written notification by the Chief of Fire Prevention to the owner or occupant to correct or remedy any hazardous condition, an appeal, stating specifically the questions which the applicant desires to have passed upon may be taken. Such appeal shall be heard by a committee consisting of one member appointed by the Chief of Fire Prevention, one by the applicant and a third by the two members previously appointed. The members of the committee shall be authorized to take testimony and to sustain or reject such appeal, subject to review by the proper court.

Section 9. GENERAL REQUIREMENTS FOR STORAGE OF HAZARDOUS CHEMICALS

Bulk storage of hazardous chemicals shall be in unopened original containers constructed in accordance with the requirements of the Interstate Commerce Commission and bear the label of the Interstate Commerce Commission indicating the classification of the

chemical in question as to hazard, provided that manufacturing plants may have bulk storage in specially constructed tanks, drums, bins or other suitable containers if properly located and protected.

Section 10. The Chief of Fire Prevention shall require separation or separate storage of materials which in combination may result in fires or explosions, or the giving off of poisonous gasses.

Section 11. Where feasible hazardous chemicals shall be used and handled from the original container, but in all cases the container shall be of such a design as not to permit spillage and shall be kept normally well closed or protected. Retail drug stores may keep or store the usual hazardous drugs and chemicals in prescription and sales rooms in other than the original containers in quantities not to exceed fifty pounds in all.

Section 13. No permit shall be issued for the storage of hazardous chemicals in any building or premises:

(a) Having other than blank walls, or walls with openings therein protected by approved fire shutters, fire doors or wired glass in metal frames, situated within fifty (50) feet of the nearest wall of a building occupied by a school, hospital, theatre, or other public place of amusement or assembly.

(b) Or frame construction, except in isolated districts as herein before provided, where it shall be at the discretion of the Chief of Fire Prevention.

(c) Which is not equipped with fire extinguishing apparatus suited to the hazard and approved by the Chief of Fire Prevention.

Section 13. Hazardous chemicals may be stored in buildings used for general warehousing purposes provided such hazardous chemicals are segregated from other materials by walls or partitions of non-combustible materials. Except in case of storage buildings in isolated locations, as hereinbefore provided, when the entire floor is devoted solely to the storage of hazardous chemicals, such floor shall be cut off from the rest of the building horizontally and vertically in an approved manner. The storing of poisonous chemicals of any kind in buildings also used for the storage of food stuffs is prohibited.

Section 14. Every person, firm or corporation engaged in the storing or handling of hazardous chemicals as herein defined, shall keep a record in such form as to be readily accessible to the Chief of Fire Prevention, or his duly authorized agent and permit of a ready determination of the amount of hazardous chemicals of various kinds in storage at time of inspection.

Section 15. The Chief of Fire Prevention or his duly authorized agent shall make monthly inspections of all buildings and premises wherein are stored or handled hazardous chemicals.

Section 16. PENALTIES. Any and all persons who shall violate any of the provisions of this ordinance or fail to comply therewith, or who shall violate, or fail to comply with any order or regulation made thereunder within ten days, or who shall build in violation of any detailed statement of specifications or plans, submitted and approved thereunder, or any certificate or permit issued thereunder, shall severally for each and every such violation and non-compliance, respectively, upon conviction, be fined in the sum of twenty-five (\$25.00) dollars, each day constituting a separate offense. The imposition of one penalty for any violation of this ordinance shall not excuse the violation or permit it to continue, and

all such persons shall be required to correct or remedy such violation or defect without further notice.

Section 17. All ordinances or parts thereof in conflict herewith are hereby repealed.

Section 18. This ordinance shall take effect from and after its passage and due publication as required by law.

Which was read a first time and referred to the Committee on Public Safety.

By the Board of Public Safety:

GENERAL ORDINANCE NO. 98, 1923.

AN ORDINANCE regulating the manufacture, storage, handling, sale and use of combustible fibres and fibrous products, and products of the woodworking industry, packing materials and refuse within the City of Indianapolis, Indiana, providing a penalty for the violation thereof and fixing a time when the same shall take effect.

Be It Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. This ordinance shall apply to all new plants, stores, equipments and installations and, except as otherwise specified, to existing plants, stores, equipments, installations and other conditions which constitute a distinct hazard to adjoining property, in so far as the intent of the following sections can be reasonably fulfilled. All persons and industries not specifically named in this ordinance engaged in the manufacture, storage, handling, sale or use of combustible fibres, fibrous products, lumber and products of the wood-working industry, packing material or refuse shall be governed by this ordinance, provided that these provisions shall not apply to the stock in retail departments of clothing and dry goods establishments.

Section 2. The terms "Combustible Fires," hereinafter used shall be defined as applying to the following representative and similar materials:

Hay, straw, alfalfa, flax, clover, hemp, jute, tow, husks, cotton, cork, cocoa fibre, nettle fibre, kopok fibre, mungo, rushed, rope, oakum, wool, shoddy, waste, sea weed, bogasse, leather scraps, cloth, silk, clothing, bagging, rags, felt, lumber, wood products, saw dust, shavings, shucks, excelsior, paper, sisal, henequin.

Section 3. A container shall be any box, carton, bale, crate, bag, etc., in which combustible fibres are stored or kept. A bale is defined as a package compressed and confined by metal bands, cords, slats, gunny cloth or burlap.

Section 4. A permit is the written authority of the Chief of Fire Prevention, issued pursuant to these regulations, for the storage, sale or use of any combustible fibre.

Section 5. An approval is a written statement issued by the Chief of Fire Prevention, certifying compliance with the provisions of this ordinance or directions of said official.

Section 6. The term "Chief of Fire Prevention," shall include any officer, member or inspector of the fire department specially deputized by the Chief of Fire Prevention to act for him.

Section 7. Except as specified in Section 8 a permit shall be obtained for the storage, sale, handling, or keeping of any combustible fibre, in quantities greater than five hundred (500) pounds when loose, or one (1) ton when baled, compressed or in suitable packages; and if fire wood, lumber, boxes, crates and similar articles when occupying a space greater than two thousand (2,000) cubic feet.

Section 8. No permit shall be required for the storage of hay and straw in barns or outside stacks, where such barns or stacks are not within fifty (50) feet of any building or combustible material.

Section 9. Application for permits to sell or store combustible fibre, wood, boxes, and other articles treated in this ordinance must be made in writing to the Chief of Fire Prevention on special printed forms. The Chief of Fire Prevention shall forthwith make an inspection of the premises proposed to be used for such sale or storage, and if the conditions, surrounding and arrangements are such that the intent of this ordinance can be observed, he shall then issue a permit authorizing such sale or storage.

Section 10. Every permit shall state the nature of the business of the applicant, the maximum quantities to be kept, the location of the storage, the character of the building and the fire appliances provided.

Section 11. The Chief of Fire Prevention shall have power to modify any of the provisions of this ordinance upon application in writing by the owner or occupant, or his duly authorized agent, when there are practical difficulties in the way of carrying out the strict letters of this ordinance, so that the spirit of this ordinance shall be observed and public safety secured and substantial justice done. The particulars of such modification when granted or allowed and the decision of the Chief of Fire Prevention thereon shall be entered upon the records of the department and a signed copy shall be furnished the applicant.

Section 12. Within ten (10) days after written notification by the Chief of Fire Prevention to the owner or occupant to correct or remedy any hazardous condition, an appeal, stating specifically the questions which the applicant desires to have passed upon may be taken. Such appeal shall be heard by a committee consisting of one member appointed by the Chief of Fire Prevention, one by the applicant and a third by the two members previously appointed. The members of the committee shall take the usual oath of office and shall be authorized to take testimony and to sustain or reject such appeal, subject to review by the proper court,

Section 13. GENERAL REQUIREMENTS FOR STORAGE OF COMBUSTIBLE FIBRES, WOOD, BOXES, CRATES, ETC. No permit shall be issued for the bulk storage in quantities exceeding those given in Section 7 of combustible fibres, packing materials, fire wood, boxes, crates, etc., in any building or premises:

(a) Having other than blank walls, or walls with openings therein protected by approved fire shutters, fire doors or wired glass in metal frames, situated within 50 feet of the nearest wall of a building occupied as a school, hospital, theatre or other public place of amusement or assembly.

(b) Occupied as a tenement house or hotel.

(c) Of frame construction, except in sparsely populated districts, where it shall be at the discretion of the Chief of Fire Prevention.

(d) Which is not equipped with approved fire extinguishing apparatus as hereinafter required.

Section 14. No permit shall be issued for the storage of combustible fibres, packing materials, fire wood, boxes, crates, etc., outside in the open, or in buildings or sheds of other than fire proof construction unless equipped with automatic sprinklers. Provided that a special permit may be issued for the storage in the open or in sheds for use of builders in connection with the erection of a new building, or extensions, alterations or repairs, in which case such precautions will be deemed necessary by the Chief of Fire Prevention.

Section 15. No combustible fibres, fire wood, packing materials, boxes, crates, etc., may be stored in a room where paints, varnishes, lacquers, oils, rosin, turpentine, matches or explosives are stored, or in any room or compartment containing a fire or open lights. Heat, if used, shall be steam or hot water. Lighting shall be by electricity, and except in vaults described in Section 21 of this Ordinance, at least one light shall be provided for every such unit and shall be controlled by a separate switch located at nearest entrance. Electrical installations shall conform to the National Electrical Code.

Section 16. All places for handling, using or producing combustible fibres shall be kept clean. Accumulations of lint on ceilings and walls shall be swept down each day. Wood shavings, sawdust, etc. shall be conveyed to standard incinerators, or to vaults as described in Section 20 of this Ordinance by means of approved blowers, chutes, conveyors, or otherwise satisfactorily disposed of. Blower systems shall comply with the regulations prescribed in Section 19 of this Ordinance.

Section 17. Combustible waste material such as leather scrapings, paper and paper scraps, oily waste and rags shall be at once deposited in standard waste cans or other approved receptacles, which shall be emptied and contents satisfactorily disposed of at the close of each day. No smoking, or the lighting of matches shall be permitted in any lot, yard, shed, building or other place where combustible fibres, fire wood, packing materials, boxes, crates, etc., in excess of the quantities given in Section 7 are stored or handled, or in buildings in which any such products are manufactured or produced. Appropriate signs to this effect shall be posted in conspicuous places.

Section 18. (a) All roof openings such as skylights, monitors, light openings in roofs of the saw tooth type, ventilators, etc., shall be equipped with galvanized wire screens, or otherwise protected to prevent the entrance of sparks.

(b) In existing buildings where open space is formed beneath elevated wooden floors or platforms, all exterior sides, other than those over water, shall be boarded to the ground or floor with close fitting boards or corrugated galvanized iron, to prevent the accumulation of rubbish or other combustible material. The use of such spaces for storage purposes is prohibited.

(c) When so located that locomotives may approach within one hundred (100) feet, open sides of warehouses or compresses shall be closed or properly screened from the roof to within eight (8) feet of the floor.

(d) Fire doors shall be maintained in proper automatic and positive operating condition to insure their closing in the event of

fire. They shall be kept closed at night and at all other times when the opening is not required for operating purposes.

Section 19. CONSTRUCTION AND INSTALLATION REQUIREMENTS FOR BLOWER SYSTEMS AND STORAGE REFUSE VAULTS. If blower systems are used the following requirements shall be rigidly adhered to:

- (a) Blowers shall be rigidly mounted on firm foundations.
- (b) Bearings of blowers shall not extend inside of blower casings or ducts.
- (c) Connections shall be made between discharge end of blower and main duct so as to prevent leakage of fine dust.
- (d) Blowers through which inflammable materials pass shall have blades of composition, copper or brass. Ample clearance shall be provided for all blades.
- (e) Conveying ducts shall be made of suitable non-combustible material, preferably galvanized iron; all joints including spiral pipes shall be riveted and soldered. Lock joints are acceptable for longitudinal seams in suction piping; all such joints shall be made dust proof.
- (f) Provision shall be made for the wear due to friction, at all joints or change of direction, by making long bends, by using heavier metal, and in cases where abrassive material is to be conveyed, by inserting an approved form of inside lining that may be readily renewed.
- (g) Suitable tight-fitting sliding clean cut doors shall be provided in all conveyer ducts at sufficient intervals to facilitate cleaning of ducts or removing obstructions.
- (h) Suction ducts shall be provided at all machines producing dust or combustible refuse and connected to exhaust fans.
- (i) "Sweep up" pipes shall be so protected as not to admit material which would be large enough to damage blower.
- (j) Trunk line shall be run on the outside wall of building, with ducts from each machine and floor, passing out directly through the wall and discharging with the trunk line. If this is not practicable, trunk line may be within building, but shall be overhead.
- (k) The air vents from the system shall discharge outside of the building.
- (l) Where dust or readily inflammable material can accumulate on or near blowers and ducts, they shall be grounded to prevent ignition of these materials by a charge of static electricity.

Section 20. (a) The cyclone or separator shall be outside the building and so located as not to constitute a hazard to adjacent structures. Its construction and supports shall be of incombustible material. If necessarily within ten (10) feet of wooden walls, inflammable structures or openings into buildings, it shall be provided with a metal pipe, extending to a point above the main roof or other safe location.

(b) The refuse from cyclone or separator shall be discharged by gravity into vaults as hereinafter described.

(c) If the discharge pipe from cyclone or separator conveys the refuse directly to the fire box of boilers, the feed spout shall have an open end discharging into a suitable receiver near the furnace, so that when the furnace becomes choked, the refuse will fall out on the boiler room floor thus giving the fireman a warning; this will prevent "back fire" when the fan blowing the refuse is

stopped. Vent from cyclone or separator shall be properly screened; venting cyclone to a chimney is prohibited.

Section 21. STORAGE AND REFUSE VAULTS.

(a) Storage or vaults shall if possible be located outside of buildings. If located inside, safety vents to outside air shall be provided.

(b) Walls and floor shall be of brick or other approved non-combustible material. Roof shall likewise be of non-combustible material but so constructed as to readily give way in case of interval explosion.

(c) Openings, if any, between vaults and boiler room shall not exceed nine (9) square feet; bottom of said opening shall not be less than six (6) inches above the level of boiler room floor. Such openings shall be located not less than eight (8) feet from firing door of boiler, preferably at right angles and protected by a standard automatic fire door.

(d) Roof of vault shall be provided with proper ventilating opening not less than six (6) inches in diameter, and properly screened or otherwise protected.

(e) No wall or vault shall form a part of the boiler setting. If vault adjoins boiler or engine room, its walls separating them shall be carried through the roof and parapetted.

(f) Vaults located within buildings and exceeding one thousand (1000) cubic feet storage capacity shall be protected by approved automatic sprinklers. Where such protection is not available, steam jets for fire extinguishing purposes shall be installed.

Section 22. ARRANGEMENT OF STOCK-LOOSE STORAGE.

(a) Loose combustible fibres, packing material, waste paper and similar substances not exceeding the quantities given in Section 7, but exceeding those hereinafter given in this section, shall be stored in rooms or compartments having floor, walls and ceiling constructed of material possessing sufficient fire resistiveness to withstand a one-hour fire test, as approved by the American Society for Testing Materials. Such rooms or compartments shall be cut off from other parts of the building by approved hollow metal or metal clad fire doors. For this purpose, construction consisting of one-half inch approved asbestos or plaster board covered with sheet metal and securely fastened by two-inch nails, will be considered satisfactory. Quantities in excess of those given in Section 7 shall be stored in approved vaults as described in Section 21.

(b) Not to exceed one hundred twenty-eight (128) cubic feet of kindling wood or similar wooden materials, may be stored without restriction in any building.

(c) Not to exceed one hundred (100) cubic feet of other loose combustible fibres may be kept in any building, provided storage is in a metal lined wooden bin equipped with spring closing metal lined cover.

(d) Care shall be exercised to insure removal of all matches, metallic substances, oily waste, etc., from fibres before storing. So far as practicable, provisions shall be made to exclude moisture from fibre storages.

Section 23. BALED STORAGE. For storing combustible fibres when sealed, compressed or otherwise properly packed and for storing fire wood, boxes, crates, etc., the following requirements shall be complied with:

(a) Material stored in the open shall be segregated into blocks or units, none of which shall exceed an area of five thousand (5,000) square feet and a height of twenty-five (25) feet. A clear space of not less than fifty (50) feet on all sides of each block or unit shall be maintained.

(b) When such open storages are separated by fire walls, the material stored shall be separated on all sides by a clear space of not less than five (5) feet fire walls shall extend five (5) feet above the top of the storage.

(c) Interior storage shall be separated by aisles not less than four (4) feet in width running the length of the room or compartment, and a clear space of similar width shall be maintained at both ends and next to fire or division walls or partitions. The piling of materials against such walls or partitions is prohibited.

(d) If tiered, material shall be so arranged that at least one end of each bale, bag or other package will be exposed and subject to constant inspection. Height of tiers shall be so regulated that the clearance between top of tier and sprinkler head shall not be less than eighteen (18) inches.

(e) No material shall be placed within five (5) feet of any fire wall opening. Material in a wet or moist state shall not be tiered or otherwise stored under pressure.

(f) Oakum and fibres impregnated with vegetable oils shall not be stored in the open or in any building, in such a manner as to be exposed to the rays of the sun.

Section 24. OPEN STORAGE. Where material in bales, bundles or other packages, or fire wood, boxes, crates, etc., are stored in the open the following protection shall be installed:

(a) For every five thousand (5,000) square feet of area occupied by storage units two (2) water casks, each to be equipped with three (3) standard fire pails securely attached thereto, but convenient for ready removal in case of fire. Casks and pails shall be painted red and marked "for fire only" in conspicuous black letters. Casks shall be maintained at least three-quarters full at all times and be provided with covers to retard evaporation. During cold weather salt or calcium chloride shall be added to prevent freezing.

(b) Each storage shall be provided with yard hydrants and hose houses equipped with hydrant wrench, spanners, play pipes, and rubber gaskets in quantities and at locations to be determined by the Chief of Fire Prevention.

Section 25. INTERIOR STORAGE.

(a) Within the limits prescribed in Section 15, every non-fireproof building in which combustible fibres or other materials covered by this ordinance are manufactured, stored, used or handled in quantities exceeding that given in Section 7, shall be protected throughout the portions so used by a complete system of automatic sprinklers.

(b) Within the limits prescribed in Section 15, every fireproof building and all buildings used or occupied as noted in the preceding section shall be provided with interior standpipes not less than two (2) inches in diameter, with water supply constantly maintained or furnished automatically with the opening of a hose valve. Provided, however, that when such buildings are protected by automatic sprinklers as required in the preceding section, the requirements of this section may be met by connecting hose to

sprinkler riser. Hose sufficient to reach all parts of the fire section, but not in excess of one hundred (100) feet, shall be attached to each outlet. Hose shall be 1½ inches in diameter and provided with nozzle having five-eighth inch outlet.

(c) The protection in all the buildings specified in this section shall be supplemented by standard fire pails in the proportion of five (5) pails for every two thousand five hundred square feet of floor area. Pails shall be conspicuously located, readily accessible and so distributed as to be immediately available in event of fire; they shall be set not higher than five (5) feet nor less than two (2) feet from the floor and shall be kept full of water at all times; where subject to freezing temperatures, calcium chloride or salt to retard freezing shall be added. If two and one half (2½) gallon chemical extinguishers are provided, each may be considered the equivalent of five (5) pails, but not more than half the pail requirement shall be displayed by extinguishers. If five (5) gallon hand pump tanks are used each may be considered as the equivalent of three and one-half (3½) gallon extinguishers or eight (8) fire pails. Chemical extinguishers of the soda-acid and foam types shall be protected by heat against freezing temperatures. Hand pump tanks shall be prevented from freezing by adding salt or calcium chloride.

Section 26. *Penalties.* Any and all persons who shall violate any of the provisions of this ordinance or fail to comply therewith, or who shall violate, or fail to comply with any order or regulation made thereunder within ten (10) days, or who shall build in violation of any detailed statement of specifications or plans, submitted and approved thereunder, or any certificate or permit issued thereunder, shall severally for each and every such violation and non-compliance, respectively, upon conviction be fined in the sum of twenty-five (25) dollars; each day constituting a separate offense. The imposition of one penalty for any violation of this ordinance shall not excuse the violation or permit it to continue, and all such persons shall be required to correct or remedy such violation or defects without further notice.

Section 27. All former ordinances or parts thereof in conflict herewith are hereby repealed.

Section 28. This ordinance shall take effect from and after passage and due publication as required by law.

Which was read a first time and referred to the Committee on Public Safety.

By Mr. Buchanan:

GENERAL ORDINANCE NO. 99, 1923.

AN ORDINANCE, amending Section 851 of General Ordinance No. 12, 1917, and fixing a time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That Section 851 of General Ordinance No. 12, 1917, be and the same is hereby amended so as to read as follows: Section 851 of General Ordinance No. 12, 1917,—Soliciting Business on Street or Sidewalk—Except as otherwise provided in this ordinance, it shall be unlawful for any person, firm or corporation, in person or by any

employee, to solicit trade or custom for any business, profession, or calling upon any street, alley or sidewalk within the City of Indianapolis, by any outcry or other personal means, or to solicit the trade of any person passing any place of business—provided, however, that the provisions of this ordinance shall not apply to or restrict the sale of regularly established newspapers.

Section 2. Any person, firm or corporation violating any of the provisions of this ordinance shall, on conviction, be fined in any sum not exceeding twenty-five (\$25.00) dollars.

Section 3. This ordinance shall be in full force and effect from and after its passage and due publication as required by law.

Which was read a first time and referred to the Committee on Public Safety.

By Mr. Thompson:

GENERAL ORDINANCE NO. 100, 1923.

AN ORDINANCE TO AMEND GENERAL ORDINANCE NO. 114, 1922, An ordinance dividing the City of Indianapolis into Districts for the purpose of regulating and restricting the location of Trades, Callings, Industries, Commercial Enterprises, and the location of Buildings designed for Specified Uses; of classifying, regulating and determining the area of Front, Rear and Side Yards and other open spaces about buildings; of regulating determining the use and intensity of use of Land and Lot Areas within such City; creating a board of zoning appeals; defining certain terms used in said Ordinance, providing a penalty and designating the time when the same shall take effect. Approved by the Mayor on the.....day of.....1922.

Be it Ordained by the Common Council of the City of Indianapolis, Indiana, that said Ordinance be amended as follows:

"That that portion of said ordinance relating to A4 District in Zone 4 which includes the north fifty feet of Lots 71 and 72 of Horton Place, an addition to the City of Indianapolis, which, said described property is in Paragraph One of Class U2, be and is hereby transferred from said Paragraph One, Class U2, to Paragraph Two of Class U3."

Which was read a first time and referred to the Committee on Law and Judiciary.

By Mr. Buchanan:

Mr. President—I move that Monday evening, August 20, 1923, at 8:30 P. M., be fixed as a time for a holding of a public hearing on ordinances Nos. 94, 95, 96 and 100, 1923, and that the clerk cause the proper notices to be given.

HEYDON W. BUCHANAN.

Carried.

By the City Civil Engineer:

SPECIAL ORDINANCE NO. 17, 1923.

AN ORDINANCE annexing certain territory to the City of Indianapolis, Indiana, and defining a part of the boundary line of said city and fixing a time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That the City of Indianapolis be and the same is hereby extended so as to include the following described territory, all of which is hereby annexed to and made a part of the territory constituting and forming the City of Indianapolis, in Marion County, Indiana.

Section 2. Beginning at a point on the present corporation line, said point being on the center line of East 49th St. at its intersection with the center line of Arsenal Avenue, hence north with and along the center line of Arsenal Avenue to the center line of 52nd Street, thence west with and along the center line of west 52nd Street to the present corporation line, thence south and west with the present corporation line to the point a place of beginning.

Section 3. This ordinance shall go into full force and effect from and after its passage.

Which was read a first time and referred to the Committee on Parks.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

By Mr. Claycombe:

RESOLUTION.

WHEREAS, The nation is bowed in inexpressible grief because of the untimely death of President Warren G. Harding and in the consciousness of its own loss feels how heavy must be the weight on the hearts of his immediate family, and

WHEREAS, although elevated by a people's choice to an eminence no mortal can transcend and although he bore that distinction with dignity, yet he never lost the common touch but was clothed with a sense of humility which showed him more conscious of the responsibility than of the honor, and

WHEREAS, the contemplation of his career even in this grief stricken hour strengthens our faith in the spirit of American institutions and our confidence in the capacity of the American citizen.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Indianapolis, that we do hereby extend to the family of President Harding our heartfelt condolences; and that we, helpless as we are to assuage their grief, commend them to One Whose unflinching hand heals the broken in heart and binds up their wounds, and

BE IT FURTHER RESOLVED, That the gratitude of his country for the service he has rendered and the inspiration his life has brought may long be cherished among her sacred memories, and

BE IT FURTHER RESOLVED, That a copy of this resolution

be spread upon the permanent records of this Council and that the Clerk be directed to send a copy to his family and to the White House.

LLOYD D. CLAYCOMBE.

Which was adopted.

By Messrs. Wise and Buchanan:

RESOLUTION.

WHEREAS, there is a generally admitted need for a psychopathic hospital or ward for the care, treatment and attention of the city's mentally afflicted prior to their commitment to the State or County hospitals for the insane, and

WHEREAS, at this time the city has no facilities other than the city prison or the county jail to use for such purposes and which institutions are wholly improper and unsuited for such uses, and whereas it is believed that such a ward might be established in connection with the city hospital.

THEREFORE, BE IT RESOLVED, that the president of the Common Council be, and he hereby is authorized and directed to appoint a special committee consisting of four members and himself whose duty it shall be to confer with the proper local officials relative to the establishment of a psychopathic ward in the present city hospital and which committee shall be authorized and empowered to visit other cities having such a ward or hospital, and the actual traveling and hotel expenses of such committee, while so engaged, shall be paid from any funds in the city treasury available for that purpose.

WALTER W. WISE,
HEYDON W. BUCHANAN.

Which was adopted.

A public hearing was held on General Ordinances No. 75 and 76, 1923.

ORDINANCES ON SECOND READING.

Mr. Thompson called for General Ordinance No. 78, 1923, for second reading. It was read a second time.

Mr. Thompson moved that General Ordinance No. 78, 1923, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 78, 1923, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray, Thompson, Wise and President John E. King.

Mr. Wise called for General Ordinance No. 79, 1923, for second reading. It was read a second time.

Mr. Wise moved that General Ordinance No. 79, 1923, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 79, 1923, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray, Thompson, Wise and President John E. King.

Mr. Thompson called for General Ordinance No. 80, 1923, for second reading. It was read a second time.

Mr. Thompson moved that General Ordinance No. 80, 1923, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 80, 1923, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray, Thompson, Wise and President John E. King.

Mr. Thompson called for General Ordinance No. 81, 1923, for second reading. It was read a second time.

Mr. Thompson moved that General Ordinance No. 81, 1923, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 81, 1923, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray, Thompson, Wise and President John E. King.

Mr. Thompson called for Appropriation Ordinance No. 34, 1923, for second reading. It was read a second time.

Mr. Thompson moved that Appropriation Ordinance No. 34, 1923, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 34, 1923, was read a third time and failed to pass by the following vote:

Ayes, 5, viz.: Bramblett, Claycombe, Ray, Wise and President John E. King.

Noes, 4, viz.: Messrs. Bernd, Buchanan, Clauer and Thompson.

On motion of Mr. Bernd Appropriation Ordinance No. 32, 1923, was stricken from the files.

Mr. Buchanan called for General Ordinance No. 60, 1923, for second reading. It was read a second time.

Mr. Buchanan moved that General Ordinance No. 60, 1923, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 60, 1923, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray, Thompson, Wise and President John E. King.

Mr. Buchanan called for General Ordinance No. 62, 1923, for second reading. It was read a second time.

Mr. Buchanan moved that General Ordinance No. 62, 1923, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 62, 1923, was read a third time and failed to pass by the following vote:

Ayes, 2, viz.: Messrs, Ray and Thompson.

Noes, 7, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Wise and President John E. King.

Mr. Buchanan called for General Ordinance No. 75, 1923, for second reading. It was read a second time.

Mr. Buchanan moved that General Ordinance No. 75, 1923, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 75, 1923, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray, Thompson, Wise and President John E. King.

Mr. Buchanan called for General Ordinance No. 76, 1923, for second reading. It was read a second time.

Mr. Buchanan moved that General Ordinance No. 76, 1923, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 76, 1923, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray, Thompson, Wise and President John E. King.

By Mr. Ray:

Mr. President:

I move that the vote by which Appropriation Ordinance No. 34, 1923, failed to pass be reconsidered.

OTTO RAY.

The roll was called and the motion to reconsider the vote on Appropriation Ordinance No. 34, 1923, carried by the following vote:

Ayes, 8, viz.: Messrs. Bramblett, Buchanan, Clauer, Claycombe, Ray, Thompson, Wise and President John E. King.
Noes, 1, viz.: Mr. Bernd.

Mr. Claycombe moved that Appropriation Ordinance No. 34, 1923, be read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 34, 1923, was read a third time and passed by the following vote:

Ayes, 6, viz.: Messrs. Bramblett, Buchanan, Claycombe, Ray, Wise and President John E. King.

Noes, 3, viz.: Messrs. Bernd, Clauer and Thompson.

August 6, 1923]

CITY OF INDIANAPOLIS, IND.

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On motion of Mr. Clauer, the Common Council, at 9:55 o'clock p. m., adjourned.

John E. King

Attest:

President.

John H. Rhodehamel

City Clerk.